

EXHIBIT G



SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 MAIN STREET
PLACERVILLE, CA 95667

TO: FEDERAL PUBLIC DEFENDER
ATTN: MACAYLA SKELTON
850 W. ADAMS, STE 201
PHOENIX, AZ 85007

INVOICE NUMBER: MS0000026
INVOICE DATE: 08/08/17

**EL DORADO SUPERIOR COURT
COPIES OF CRIMINAL RECORDS AND CERTIFICATIONS OF PRIOR CONVICTIONS**

BILLING PURSUANT TO GOVERNMENT CODE SECTION 70633(b)

CASE NAME	CASE NUMBER	COPIES GC 70627(a)		CERTIFICATIONS GC 70626(a)(4)		TOTAL DUE
		TOTAL PAGES	COST @ \$.50/PAGE	# CERTS	COST @ \$25.00/CERT	
TIMOTHY WELLS	P04CRF0087	52	\$ 26.00		-	\$ 26.00
	STORAGE FEE		10.00		-	10.00
			-		-	-
			-		-	-
			-		-	-
			-		-	-
			-		-	-
TOTALS		52	\$ 36.00	0	-	\$ 36.00

TERMS - DUE UPON RECEIPT

PLEASE REMIT TO: EL DORADO SUPERIOR COURT
ATTN: RECORDS - S. DILLON
495 MAIN STREET
PLACERVILLE, CA 95667

TOTAL DUE **\$ 36.00**

BILLING QUESTIONS: Sonal Dillon (530) 621-6430
sdillon@eldoradocourt.org

W-9 REQUESTS: Court-AP@eldoradocourt.org

FEDERAL PUBLIC DEFENDER
District of Arizona
850 West Adams Street, Suite 201
Phoenix, Arizona 85007

JON M. SANDS
Federal Public Defender

(602) 382-2700
1-800-758-7053
FAX: (602) 382-2800

Fax Transmission

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To:	El Dorado County Court Attn: Records	Date:	7/24/2017 10:12 AM
Fax #:	(530) 295-2536	Pages:	2 (including fax cover sheet)
From:	Macayla Skelton, Assistant Paralegal		
Subject:	Request for Records		

COMMENTS:

Enclosed please find a request for all Records. Information can be faxed to my attention at (602) 382-2800 or mailed to my attention.

If you have any questions, please contact me directly at (602) 382-2823.

Thank you for your cooperation in this matter.

CONFIDENTIAL AND PRIVILEGED INFORMATION - The document which follows is only intended for the person to whom it is addressed. If you are not the intended recipient or authorized agent, then this is notice to you that dissemination, distribution or copying of this document is prohibited. If this document is received in error, please call the sender at once.

NOTE: If this fax did not completely transmit or if you have any questions, feel free to contact our office at 602-382-2700.

FEDERAL PUBLIC DEFENDER

District of Arizona
850 W. Adams, Suite 201
Phoenix, Arizona 85007

#26

JON M. SANDS
Federal Public Defender

602-382-2700
(Fax) 602-382-2800
1-800-758-7053

VIA FACSIMILE @ (530) 295-2536

July 24, 2017

El Dorado County Court
Attn: Records
2850 Fairlane Court, Suite 110
Placerville, CA 95667

Re: United States v. Timothy Jason Wells

Dear Custodian of Records:

Our office represents Timothy Wells in a matter pending in the United States District Court in Phoenix, Arizona. We have learned that Mr. Well's has had a case out of El Dorado County Court and it is important for the attorney to find out whether the underlying offense was a "wobbler" and how it was resolved.

As part of our representation, it is necessary to obtain a complete copy of the following:

All court documents in all cases (Case Number: PO4CRF0087) reference **TIMOTHY WELLS (DOB: 12/10/1969)** to include Charging Document-Complaint/Indictment, Pleadings, Orders, Minute Entries, Plea Agreement, Presentence Report, Probation Revocation, Judgment of Conviction, Docket, and any other documentation contained in the court files. Documents need not be certified.

We are requesting a **RUSH** be placed on this request given that this information is needed for a deadline in Mr. Well's pending matter. Your cooperation in releasing the above requested information is greatly appreciated. All documents can be mailed or faxed to my attention at (602) 382-2800.

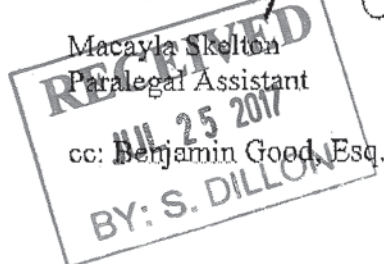
As we are a public agency representing the indigent, we request the charges for copying be waived by your agency. If any cost is incurred, please send an invoice or contact me prior to printing. If you have any questions, please contact me at (602) 382-2823. Thank you.

Sincerely,



Macayla Skelton
Paralegal Assistant

cc: Benjamin Good, Esq.



FILED

FEB 10 2004

EL DORADO CO. SUPERIOR COURT
BY R. R. R. (DEPUTY)

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF EL DORADO

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs.

TIMOTHY JASON WELLS,

Defendant.

DKT#: **P04CRF0087**

DA #: 04-02-000941

AGENCY/ NO.

EDSO EG0401623

DEPARTMENT 7

CRIMINAL COMPLAINT

The District Attorney of El Dorado County, based upon information and belief, hereby alleges:

COUNT I

On or between the 15th day of November, 2003, and the 6th day of February, 2004, in the County of El Dorado, the crime of UNLAWFUL SEXUAL INTERCOURSE, in violation of **PENAL CODE SECTION 261.5(c)**, a Felony, was committed by TIMOTHY JASON WELLS, who engaged in an act of unlawful sexual intercourse with Jane Doe, a minor, not the spouse of the defendant, the minor being more than three years younger than the defendant.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code Section 1202.1."

COUNT II

On or between the 15th day of November, 2003, and the 6th day of February, 2004, in the County of El Dorado, the crime of UNLAWFUL SEXUAL INTERCOURSE, in violation of **PENAL CODE SECTION 261.5(c)**, a Felony, was committed by TIMOTHY JASON WELLS, who engaged in an act of unlawful sexual intercourse with Jane Doe, a minor, not the spouse of the defendant, the minor being more than three years younger than the defendant.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code Section 1202.1."

This is a separate and distinct offense from that alleged in Count I.

COUNT III

On or between the 15th day of November, 2003, and the 6th day of February, 2004, in the County of El Dorado, the crime of UNLAWFUL SEXUAL INTERCOURSE, in violation of **PENAL CODE SECTION 261.5(c)**, a Felony, was committed by TIMOTHY JASON WELLS, who engaged in an act of unlawful sexual intercourse with Jane Doe, a minor, not the spouse of the defendant, the minor being more than three years younger than the defendant.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code Section 1202.1."

This is a separate and distinct offense from that alleged in Counts I and II.

COUNT IV

On or between the 15th day of November, 2003, and the 6th day of February, 2004, in the County of El Dorado, the crime of ORAL COPULATION OF A PERSON UNDER 18 , in violation of **PENAL CODE SECTION 288a(b)(1)**, a Felony, was committed by TIMOTHY JASON WELLS, who did unlawfully participate in an act of oral copulation with Jane Doe, a person under the age of eighteen years.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code Section 1202.1."

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code Section 290. Willful failure to register is a crime."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

COUNT V

On or between the 15th day of November, 2003, and the 6th day of February, 2004, in the County of El Dorado, the crime of ORAL COPULATION OF A PERSON UNDER 18 , in violation of **PENAL CODE SECTION 288a(b)(1)**, a Felony, was committed by TIMOTHY JASON WELLS, who did unlawfully participate in an act of oral copulation with Jane Doe, a person under the age of eighteen years.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code Section 1202.1."

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code Section 290. Willful failure to register is a crime."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

This is a separate and distinct offense from that alleged in Count IV.

COUNT VI

On or between the 15th day of November, 2003, and the 6th day of February, 2004, in the County of El Dorado, the crime of ORAL COPULATION OF A PERSON UNDER 18 , in violation of **PENAL CODE SECTION 288a(b)(1)**, a Felony, was committed by TIMOTHY JASON WELLS, who did unlawfully participate in an act of oral copulation with Jane Doe, a person under the age of eighteen years.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code Section 1202.1."

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code Section 290. Willful failure to register is a crime."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

This is a separate and distinct offense from that alleged in Count IV and V.

COUNT VII

On or about the 7th day of February, 2004, in the County of El Dorado, the crime of UNLAWFUL SEXUAL INTERCOURSE, in violation of **PENAL CODE SECTION 261.5(c)**, a Felony, was committed by TIMOTHY JASON WELLS, who engaged in an act of unlawful sexual intercourse with Jane Doe, a minor, not the spouse of the defendant, the minor being more than three years younger than the defendant.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code Section 1202.1."

COUNT VIII

On or about the 7th day of February, 2004, in the County of El Dorado, the crime of ORAL COPULATION OF A PERSON UNDER 18 , in violation of **PENAL CODE SECTION 288a(b)(1)**, a Felony, was committed by TIMOTHY JASON WELLS, who did unlawfully participate in an act of oral copulation with Jane Doe, a person under the age of eighteen years.

"NOTICE: Conviction of this offense will require the court to order you to submit to a blood test for evidence of antibodies to the probable causative agent of Acquired Immune Deficiency Syndrome (AIDS). Penal Code Section 1202.1."

"NOTICE: Conviction of this offense will require you to register pursuant to Penal Code Section 290. Willful failure to register is a crime."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

Dated: February 10, 2004.



GARY L. LACY
District Attorney

By: _____

A handwritten signature in dark ink, appearing to read "Gary L. Lacy", is written over a horizontal line.

Subscribed and sworn to before me this 10th day of February, 2004 .

TJK/nt

Pursuant to Penal Code §1054.5(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code §1054.3 and pursuant to the provisions of Penal Code §1054.7.

IT IS SO ORDERED that the People's discovery request is granted.

DATE _____

Judge

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

VOP-ARRAIGNMENT

Date: 02/14/05 Time: 8:30 am Dept/Div: 1

=====

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable JUDGE DANIEL B. PROUD presiding
CLERK: C. SANDERS
Court Reporter J. Bowker
Bailiff MAYS

Deputy District Attorney P. SUTHERLAND present.
Defendant is represented by B. SUTTON - cac.
Defendant present

IN RE: FELONY VIOLATION OF PROBATION
Plea agreement set forth on the record.
**Case P04CRM1192 will be dismissed upon
admission of Violation of Probation in this case.

Arraignment and advisal of Constitutional rights Waived.

Right to Speedy Trial waived.
Right to Continuance waived.
Right to Trial by Court waived.
Right to confront and cross-examine witnesses waived.
Right to Remain Silent waived.

Defendant is advised of mandatory fines.
Defendant advised of maximum/minimum penalty.
Defendant advised that he/she may be subject to pay restitution
in addition to any restitution fine that the Court may impose.
Defendant advised that he/she may be subject to pay a fine in
addition to any restitution fine the Court may impose.

Counsel stipulate that there is a factual basis for the plea and
admission.

Defendant ADMITS Violation of Probation

Court accepts plea/admission to probation violation.
The Court finds that there is a factual basis for the entry of
the plea and that the plea is freely and voluntarily made.
Defendant advised that he/she had the right to be sentenced not
less than six (6) hours nor more than five (5) days.
Formal arraignment for and time of sentencing waived.
No legal cause why judgment should not now be pronounced.

3/29/05

Page: 2

Case Number : P04CRF0087 People vs. TIMOTHY WELLS
=====

For all charges:
Including Violation of Probation

Probation is ordered REVOKED.

Probation is ordered Reinstated and continued.
No additional time added to Probation.

Probation is MODIFIED as follows: -
14) Defendant committed to the custody of the County Sheriff for a
--- period of 30 days.
Credit for ANY time served.
Contact jail by: 02/18/2005.
OR

Stay of execution granted until 05/06/2005 at 18:00 and
defendant is ordered to surrender to Sheriff at that time.
Work Program approved by Court.
Home Electronic Monitoring approved by Court.
Alternative Sentencing o.k.
Commitment issued.

Defendant advised of Appeal Rights.

Released on Probation

No further appearance scheduled.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
===== MINUTE ORDER END =====
===== MINUTE ORDER END =====
=====MINUTE ORDER END=====

Dispo

☒ Western Slope Dept. # 1
☐ South Lake Tahoe Dept. # _____

EL DORADO COUNTY SUPERIOR COURTS
 STATE OF CALIFORNIA

Case No. POYCRF0087
 Reporter Boropine
 Interpreter _____

ORDER, NOTICE, SENTENCE, COMMITMENT FORM

THE PEOPLE vs Timothy Wells, Defendant

NEXT COURT APPEARANCE DATE: _____

AT _____ A.M. / P.M. CHARGES: 261.5(c) PC, 261.5(c) PC

Defense Atty: C. Vest IN PRO PER

DA Houle
 Date 10-7-05
 Judge Romero
 Clerk Clark

ORDER

Public Defender: APPLIED FOR / APPOINTED / DENIED

Conflict Attorney: APPOINTED: _____

Interpreter Appointed _____ Probation Report Ordered for: J&S / Bail Review

Other: _____

For:

- | | |
|--|--|
| <input type="checkbox"/> Arraignment in Superior | <input type="checkbox"/> Entry of Plea |
| <input type="checkbox"/> Continued arraignment | <input type="checkbox"/> Written Waivers / Ret. by: _____ |
| <input type="checkbox"/> Pre Prelim Conference | <input type="checkbox"/> Preliminary Examination _____ |
| <input type="checkbox"/> Pretrial Conference | <input type="checkbox"/> Readiness Conference |
| <input type="checkbox"/> Court Trial | <input type="checkbox"/> Jury Trial: _____ |
| <input type="checkbox"/> Not Guilty | <input type="checkbox"/> Guilty / No Contest by: Plea / Waiver / Verdict |
| <input type="checkbox"/> Time: Not Waived / Waived | <input checked="" type="checkbox"/> Admits VOP / DIV: _____ |
| <input type="checkbox"/> Motion: | <input type="checkbox"/> Diversion Hearing / Review |
| <input type="checkbox"/> Order to Show Cause | <input type="checkbox"/> Case Dismissed |
| <input type="checkbox"/> Trial Setting Conference in Dept. _____ | <input type="checkbox"/> Probation / Sentencing |

CUSTODIAL STATUS

DEFENDANT BEING RELEASED ON HIS/HER OWN RECOGNIZANCE, AGREES:

(A) He / She will appear at all times and places as ordered by the Court or magistrate releasing him and as ordered by any Court in which, or any magistrate before whom, the charge is subsequently pending.

(B) If he / she fails to so appear and is apprehended outside the State of California, he / she waives extradition.

(C) Any Court or magistrate of competent jurisdiction may revoke the order of release and either return him / her to custody or require that he / she may give bail or other assurance of his / her appearance as provided in part 2, title 10, chapter 1 of the Penal Code.

- ☐ Order of Release on Probation
☐ Order of Release of Defendant on Own Recognizance

- ☐ Witnesses by: _____ Date: _____
☐ Remanded to custody of Sheriff until next appearance: ☐ Remand Forthwith
☐ Bail Amount: _____
☐ Remain at Liberty on Bail. ☐ Defendant ordered discharged.
☐ Bail Exonerated ☐ Refund cash bail.

COURT PROBATION ORDER

- ☐ SUMMARY COURT PROBATION _____
☐ PROBATION: as granted on _____
☐ MODIFIED: Original items in full force and effect except as amended herein this date.
☒ PROB / DIV REINSTATED: Original terms in full force except as amended herein this date.
☐ REVOKED: PROBATION / DIVERSION on: _____
☐ PROBATION / DIVERSION TERMINATED: SUCCESSFUL / UNSUCCESSFUL
☐ CRIMINAL PROCEEDINGS REINSTATED
☐ CHARGES DISMISSED and 1203.4 PC relief granted

FURTHER ORDERS AS FOLLOWS:

- ☐ Standard Terms
- Obey all laws.
 - Report immediately to Probation Department / District Attorney / Family Support Division.
 - Follow all orders of Court / Probation Officer / District Attorney / Family Support Division. and report as directed.
 - Seek and Maintain employment and notify Probation Officer / District Attorney of any change in employment status.
 - Notify Court / Probation Officer / District Attorney immediately of any change in residence address.
- ☐ Although not a condition of Probation, it is Judgment and Order of this Court that the defendant pay (Court appointed Atty.) (Public Defender) costs of: \$ _____ payable to El Dorado County Counsel / Court within: _____ days.

DMV SUPERCEDES ANY COURT ORDER

SENTENCE

- ☐ Not to operate a motor vehicle without a valid driver's license and automobile insurance.
☐ Not to operate a motor vehicle with any measurable amount of alcohol.
☐ Submit to a chemical test of blood, breath or urine upon request of any peace officer.
☐ Submit to alcohol and field sobriety tests.
☐ Not to frequent places where alcohol is chief product of sale.
☐ Not to consume, have in your possession or control any alcohol.
☐ Drivers license restricted/suspended/revoked for _____ for _____ from _____
☐ To and from work. ☐ During course of employment.
☐ To and from alcohol treatment sessions.
☐ IID By: _____ with proof to court.
☐ Wet Reckless Enroll by _____
☐ Trac 1-3 month Enroll by _____ Complete by _____
☐ Trac 1-6 month Enroll by _____ Complete by _____
☐ Trac II Enroll by _____ Complete by _____
☐ Fine: Pay a Fine of \$ _____ or appear including Penalty Assessment
☐ Admin Fee: \$ _____
☐ Booking Fee: \$ _____
☐ Restitution: Misd/Fel. \$ _____
☐ Total Due: \$ _____ or appear
☐ Fine to be paid on or before _____ or appear
☐ Payable at \$ _____ per month beg. _____ or appear
☐ In lieu of Fine: Comm. Ser. / Jail
☐ Contact Community Service / Counseling by _____
☐ _____ Hrs. to be completed by _____ or appear
☐ Other: _____

Enroll/Complete By: _____

JAIL RESTITUTION

- ☒ Serve 90 days/hrs. in the El Dorado County Jail.
☐ Concurrent ☐ Consecutive ☐ Forthwith
☒ Case No.: POSCRM01637
☒ With CTS any days/hrs.
 Contact Jail by _____ / next business day.
☐ Stay of execution: _____ at _____ a.m./p.m.
☐ Sheriff Work Program ☐ Straight Time Only
☐ Weekends commencing: _____
☐ Home Electronic Monitoring Program
☐ Out of County ☐ Alternative Sentencing OK
☐ Restitution in the amount to be determined by Prob. Dept./Victim witness
☐ Payable to Prob. Dept. / Court
 \$ _____ per month beg. _____ total: _____
☐ Payable directly to _____
 with proof to the court by: _____

TO THE SHERIFF:

The foregoing copy of judgment in the above entitled action is your authority for the execution herein.

Case 2:17-cr-00114-DLR Document 25-1 Filed 11/09/17 Page 12 of 63

I hereby acknowledge receipt of a copy of this Probation Order,
and I accept probation on the terms stated herein.

Dated: _____

Date of Birth: _____

Defendant Signature _____

Residence: _____

Mailing Address (if different): _____

☐ Submit to search and seizure of vehicle, business & property anytime, day or night with or without a Search Warrant.

☐ Object: _____

☐ Not annoy, harass, threaten or have any contact with _____

☐ Not own or have possession, custody or control of any _____

☐ Not maintain any checking account or have any checks or credit cards in possession or under control or custody.

☐ Destroy Weapon / Evidence

☐ Return Weapon / Evidence to: _____

☐ Register address 290 P.C. 11590 H&S 457.1(b)P.C.

☐ Defendant advised of Code requirements

☐ Other: _____

ENET D.A. D.A./FS P.D. JAIL PROB. CO. COUNSEL OFFICER ATTY. DEF. PROG. CHP POLICE V.W. INTER. REPTR.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

VOP-ARRAIGNMENT

Date: 10/03/05 Time: 1:30 pm Dept/Div: 7

=====

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable Judge GREGORY F. HAAS presiding
Clerk: S. Cottingham
Court Reporter C. Billalon
Bailiff A. Feather

Defendant is present IN CUSTODY.
Defendant is represented by Carter Vest - Retained.

Defendant arraigned and advised of the following rights:
COUNSEL: You have the right to an attorney at all stages of the proceedings and if it is determined you cannot afford an attorney, the court will appoint one to represent you. If the court appoints an attorney for you, then upon conclusion of your case, the court will conduct a hearing to determine your ability to pay for the costs of appointed counsel. You may be ordered to pay all or a part of such costs within your ability. Such an order may be enforced only by civil judgment. You have the constitutional right to represent yourself at all stages of the proceedings.

REASONABLE BAIL: If you are in custody you have the right to be release on reasonable bail pending further proceedings.

SPEEDY TRIAL: You have the right to a speedy public trial before a jury or judge and the right to have that trial within 60 days if you are in custody

JURY TRIAL: You have the right to trial by jury or you can waive that right and be tried by the court alone sitting without a jury.

PRELIMINARY HEARING: You have the right to a Preliminary Examination within ten (10) Court days following plea.

SUBPOENA: You have the right to the issuance of subpoenas to compel witnesses in your behalf to appear in court and testify.

SELF INCRIMINATION: You have the right to remain silent and no adverse emphasis will be drawn from the fact if you choose not to testify.

CONFRONTATION: You have the right to face, confront and examine and cross-examine your accusers in open court.

PRIOR ALLEGATION: You are advised that as to the prior allegations in the complaint, you are entitled to all of the rights set forth hereinabove and

10/04/05

Page: 2

Case Number : P04CRF0087 People vs. TIMOTHY WELLS
=====

PLEA: You have the right to plead guilty, not guilty, no
contest, once in jeopardy, not guilty by reason of insanity.
CONTINUANCE: You have the right to a reasonable continuance.
Defendant advised of maximum/minimum penalty.

HEARING

VOP Further Proceedings set for 10/07/2005 at 13:30 in
Department 1.

COURT ORDERS:

Bail Bond # A30-2057920 is ordered reinstated and exonerated and
forfeiture is vacated.

Oral motion on behalf of Defense regarding request OR release

Motion is DENIED.

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.
Bail set at \$25000.00.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
=====MINUTE ORDER END=====

Dispo

SUPERIOR COURT OF CALIFORNIA
COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

PEOPLE OF THE STATE OF CALIFORNIA,)
PLAINTIFF,)

Case No: P04CRF0087

vs)

NOTICE OF BAIL BOND
EXONERATION
A30-2057920

WELLS, TIMOTHY JASON

DEFENDANT,)

WATERS BAIL BONDS
2308 J ST NO B
SACRAMENTO, CA 95816

AMERICAN CONTRACTORS INDEMNITY COMPANY
9841 AIRPORT BLVD 9TH FLOOR
LOS ANGELES, CA 90045

TO THE ABOVE NAMED BAILOR:

Please be advised that on 10/03/05 the Court ordered the Bail Bond posted on the above named action, be exonerated on behalf of the above named defendant.

This notice applies to bond which was posted in the amount of \$25,000.00 and which was filed on 05/18/05 for the defendant on the above named cause.

By _____
Deputy Clerk

CLERK'S CERTIFICATE OF MAILING

Clerk of Consolidated Courts, County of El Dorado, do hereby certify that, on the date below, a copy of the foregoing NOTICE OF BAIL BOND EXONERATION was served by depositing said enclosed copy in a sealed envelope with postage thereon prepaid in the mail at El Dorado, CA.

CLERK OF THE ABOVE COURT

Dated: 10/04/05

By _____
Deputy Clerk

cc: COUNTY COUNSEL, via Interoffice Mail

☒ Western Slope Dept. # 2
☐ South Lake Tahoe Dept. # _____

**EL DORADO COUNTY SUPERIOR COURTS
STATE OF CALIFORNIA**

Case No. PO4CRF0087
 Reporter Sullivan
 Interpreter _____

ORDER, NOTICE, SENTENCE, COMMITMENT FORM

THE PEOPLE vs Timothy Wells, Defendant

NEXT COURT APPEARANCE DATE: 10-3-05 10-3-05 PMP

AT 1:30 A.M. P.M. CHARGES: 261.5(c) PC - 3ct VC

1203.2(a) PC

Defense Atty: has retained IN PROPER

DA _____

Date 10-3-05

Judge Naas

Clerk Wentworth SPR

ORDER

Public Defender: APPLIED FOR / APPOINTED / DENIED

Conflict Attorney: APPOINTED: _____

Interpreter Appointed _____ Probation Report Ordered for: J&S / Bail Review

Other: _____

For:

- ☒ Arraignment in Superior
☒ Continued arraignment
☒ Pre Prelim Conference
☒ Prelim Conference
☒ Court Trial
☒ Not Guilty
☒ Time: Not Waived / Waived
☐ Motion
☐ Order to Show Cause
☐ Trial Setting Conference in Dept.

- ☐ Entry of Plea
☐ Written Waivers / Ret. by: _____
☐ Preliminary Examination
☐ Readiness Conference
☐ Jury Trial: _____
☐ Guilty / No Contest by: Plea / Waiver / Verdict
☐ Admits VOP / DIV: _____
☐ Diversion Hearing / Review
☐ Case Dismissed
☐ Probation / Sentencing

CUSTODIAL STATUS

DEFENDANT BEING RELEASED ON HIS/HER OWN RECOGNIZANCE, AGREES:

(A) He / She will appear at all times and places as ordered by the Court or magistrate releasing him and as ordered by any Court in which, or any magistrate before whom, the charge is subsequently pending.

(B) If he / she fails to so appear and is apprehended outside the State of California, he / she waives extradition.

(C) Any Court or magistrate of competent jurisdiction may revoke the order of release and either return him / her to custody or require that he / she may give bail or other assurance of his / her appearance as provided in part 2, title 10, chapter 1 of the Penal Code.

- ☐ Order of Release on Probation
☐ Order of Release of Defendant on Own Recognizance

_____, Defendant

☐ Witnesses by: _____ Date: _____

☒ Remanded to custody of Sheriff until next appearance: ☐ Remand Forthwith

☒ Bail Amount: 25,000.

☒ Remain at Liberty on Bail.

☐ Bail Exonerated

- ☐ Defendant ordered discharged.
☐ Refund cash bail.

COURT PROBATION ORDER

- ☐ SUMMARY COURT PROBATION
☒ PROBATION: as granted on 3-17-04
☒ MODIFIED: Original terms in full force and effect except as amended herein this date.
☒ PROB / DIV REINSTATED: Original terms in full force except as amended herein this date.
☒ REVOKED: PROBATION DIVERSION on: 4-26-05
☐ PROBATION-DIVERSION TERMINATED: SUCCESSFUL / UNSUCCESSFUL
☐ CRIMINAL PROCEEDINGS REINSTATED
☐ CHARGES DISMISSED and 1203.4 PC relief granted

FURTHER ORDERS AS FOLLOWS:

- ☐ Standard Terms
- Obey all laws.
 - Report immediately to Probation Department / District Attorney / Family Support Division.
 - Follow all orders of Court / Probation Officer / District Attorney / Family Support Division. and report as directed.
 - Seek and Maintain employment and notify Probation Officer / District Attorney of any change in employment status.
 - Notify Court / Probation Officer / District Attorney immediately of any change in residence address.
- ☐ Although not a condition of Probation, it is Judgment and Order of this Court that the defendant pay (Court appointed Atty.) (Public Defender) costs of: \$ _____ payable to El Dorado County Counsel / Court within: _____ days.

DMV SUPERCEDES ANY COURT ORDER

SENTENCE

- ☐ Not to operate a motor vehicle without a valid driver's license and automobile insurance.
☐ Not to operate a motor vehicle with any measurable amount of alcohol.
☐ Submit to a chemical test of blood, breath or urine upon request of any peace officer.
☐ Submit to alcohol and field sobriety tests.
☐ Not to frequent places where alcohol is chief product of sale.
☐ Not to consume, have in your possession or control any alcohol.
☐ Drivers license restricted/suspended/revoked for _____ from _____
☐ To and from work. ☐ During course of employment.
☐ To and from alcohol treatment sessions.
☐ IID By: _____ with proof to court.
☐ Wet Reckless Enroll by _____
☐ Trac 1-3 month Enroll by _____ Complete by _____
☐ Trac 1-6 month Enroll by _____ Complete by _____
☐ Trac II Enroll by _____ Complete by _____
☐ Fine: Pay a Fine of: \$ _____ or appear including Penalty Assessment
☐ Admin Fee: \$ _____
☐ Booking Fee: \$ _____
☐ Restitution: Misd/Fel. \$ _____
☐ Total Due: \$ _____ or appear
☐ Fine to be paid on or before _____ or appear
☐ Payable at \$ _____ per month beg. _____ or appear
☐ In lieu of Fine: Comm. Ser. / Jail
☐ Contact Community Service / Counseling by _____
☐ _____ Hrs. to be completed by _____ or appear
☐ Other: _____

Enroll/Complete By: _____

JAIL RESTITUTION

- ☐ Serve _____ days/hrs. in the El Dorado County Jail.
☐ Concurrent ☐ Consecutive ☐ Forthwith
☐ Case No.: _____
☐ With CTS _____ days/hrs.
 Contact Jail by _____ / next business day.
☐ Stay of execution: _____ at _____ a.m./p.m.
☐ Sheriff Work Program ☐ Straight Time Only
☐ Weekends commencing: _____
☐ Home Electronic Monitoring Program
☐ Out of County ☐ Alternative Sentencing OK
☐ Restitution in the amount to be determined by Prob. Dept./Victim witness
☐ Payable to Prob. Dept. / Court
 \$ _____ per month beg. _____ total: _____
☐ Payable directly to _____
 with proof to the court by: _____
☐ Submit to search and seizure of person, residence, vehicle, business & property anytime, day or night.

I hereby acknowledge receipt of a copy of this Probation Order,
and I accept probation on the terms stated herein.

Dated: _____ Date of Birth: _____

Defendant Signature _____

Residence: _____

Mailing Address (if different): _____

- ☐ Other: _____
- ☐ Not annoy, harass, threaten or have any contact with _____
- ☐ Not own or have possession, custody or control of any _____
- ☐ Not maintain any checking account or have any checks or credit cards in possession or under control or custody. _____
- ☐ Destroy Weapon / Evidence _____
- ☐ Return Weapon / Evidence to: _____
- ☐ Register address 290 P.C. 11590 H&S 457.1(b)P.C. _____
- ☐ Defendant advised of Code requirements _____
- ☐ Other: OR Released - mdr

ENET (D.A.) D.A./FS P.D. JAIL PROB. CO. COUNSEL OFFICER ATTY. DEF. PROG. CHP POLICE V.W. INTER. REPTR.

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

HEARING RE: BENCH WARRANT HOLDING

Date: 07/11/05 Time: 1:30 pm Dept/Div: 1

=====

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable JUDGE DANIEL B. PROUD presiding
CLERK: C. SANDERS
Court Reporter J. Bowker
Bailiff MAYS

Special Appearance made by C. NEWTON FOR V. ASHWORTH.
Defendant is represented by Carter Vest - Retained.

Defendant failed to appear.

COURT ORDERS:
Current Bail Bond Forfeited.

Warrant ordered quashed. Warrant is no longer active.

VOPFP hearing set for 08/01/2005 at 13:30 is ordered vacated.

Bench warrant ordered issued. \$25000.00

Oral motion on behalf of DEFENSE COUNSEL regarding RELIEVED
Motion DENIED at this time.
Counsel can renew motion at any time.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
===== MINUTE ORDER END =====

Dispo

SUPERIOR COURT OF CALIFORNIA
COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

PEOPLE OF THE STATE OF CALIFORNIA)
PLAINTIFF,)
)
)
vs)
WELLS, TIMOTHY JASON)
DEFENDANT,)
)

Case No: P04CRF0087

NOTICE OF FORFEITURE
OF BAIL

(Penal Code Section 1305)

WATERS BAIL BONDS
2308 J ST NO B
SACRAMENTO, CA 95816

AMERICAN CONTRACTORS INDEMNITY COMPANY
9841 AIRPORT BLVD 9TH FLOOR
LOS ANGELES, CA 90045

NOTICE IS HEREBY GIVEN that the Court, on 07/11/05, ordered the undertaking of bail bond A30-2057920 in the amount of \$25,000.00, filed on 05/18/05 as to the above named defendant, FORFEITED.

NOTICE IS FURTHER GIVEN that pursuant to Section 1305 of the Penal Code, reference to which is made for further particulars, you are entitled to a hearing as to the setting aside of the forfeiture within 185 days of the date of this notice, upon filing of a noticed motion which sets forth the basis for setting aside the forfeiture, with proof of service upon the District Attorney and the Office of the El Dorado County Counsel at least ten (10) days prior to the date set for hearing.

Summary Judgment date set for _____.

By _____
Deputy Clerk

CLERK'S CERTIFICATE OF MAILING

Clerk of Consolidated Courts, County of El Dorado, do hereby certify that, on the date below, a copy of the foregoing NOTICE OF FORFEITURE OF BAIL was served by depositing said enclosed copy in a sealed envelope with postage thereon fully prepaid in the mail at El Dorado, CA.

07/13/05

By _____
Deputy Clerk

Copy to COUNTY COUNSEL via Interoffice Mail

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

VOP-FURTHER PROCEEDINGS

Date: 07/08/05 Time: 1:30 pm Dept/Div: 1

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable JUDGE DANIEL B. PROUD presiding
CLERK: C. SANDERS
Court Reporter Soroka
Bailiff Mays

Deputy District Attorney V. ASHWORTH present.
Defendant is represented by Carter Vest - Retained.

Defendant failed to appear.
COURT ORDERS:
Bench Warrant ordered issued and HELD. Bail set at \$25000.00.

Hearing RE: BENCH WARRANT HOLDING set for 07/11/2005 at 13:30 in
Department 1.

VOP Further Proceedings set for 08/01/2005 at 13:30 in
Department 1.

COURT ORDERS:
DEFENDANT BE PRESENT ON MONDAY OR BENCH
WARRANT WILL ISSUE.

CUSTODY STATUS
Current Bail Bond Continued.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
=====MINUTE ORDER END=====

Dispo

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

VOP-FURTHER PROCEEDINGS

Date: 06/20/05 Time: 1:30 pm Dept/Div: 1

=====

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable JUDGE DANIEL B. PROUD presiding
CLERK: C. SANDERS
Court Reporter J. Bowker
Bailiff Mays

Deputy District Attorney T. KELLIHER present.
Defendant is represented by B. SUTTON - cac.
Defendant present

Defendant states he has hired new counsel.
Defendant is represented by Carter Vest - Retained.
B. Sutton relieved as counsel.

VOP Further Proceedings set for 07/08/2005 at 13:30 in
Department 1.

Time is Waived.

Defendant is ordered back to Court.

CUSTODY STATUS
Current Bail Bond Continued.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
=====MINUTE ORDER END=====

Dispo

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

VOP-FURTHER PROCEEDINGS

Date: 05/23/05 Time: 8:00 am Dept/Div: 7

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable Retired Judge PATRICK J. RILEY presiding
Clerk: D. Stump
Court Reporter S Tuttle
Bailiff Feather

District Attorney Richard Jones present.
Defendant is represented by B. SUTTON - cac.
Defendant present

HEARING

VOP Further Proceedings set for 06/20/2005 at 13:30 in
Department 1.

Time is Waived.

CUSTODY STATUS

Current Bail Bond Continued.

Defendant is ordered back to Court.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
=====MINUTE ORDER END=====

Dispo



American Contractors Indemnity Company

A member of HCC Surety Group
9841 Airport Blvd., 9th Floor
Los Angeles, CA 90045
(310) 649-2663

FILED

MAY 18 2005

EL DORADO CO. SUPERIOR COURT
BY **CM 10** (DEPUTY)

Waters Ball Bonds
2308 J St. #8
Sacramento CA 95818
(916) 443-1900
LIC # BA 190070

BAIL BOND No. A-30 2057920
(POWER OF ATTORNEY WITH THIS NUMBER MUST BE ATTACHED.)

IN THE Superior COURT OF THE El Dorado JUDICIAL DISTRICT
COUNTY OF El Dorado, STATE OF CALIFORNIA
THE PEOPLE OF THE STATE OF CALIFORNIA

Plaintiff,

Case No. P04CRF0087

vs.

Div. No. #D7

Defendant

Defendant.

(Name of Defendant)

Booking No. 503079

having been admitted to bail in the sum of Twenty five thousand

Dollars (\$ 25,000.00)

on 5/23/05 8:00am

(Date of Appearance)

on 261.5 pc (3 counts) 1203.24 pc

(State "misdemeanor" or "felony")

charge/s felony

Now the AMERICAN CONTRACTORS INDEMNITY COMPANY, a California corporation, hereby undertakes that the above-named defendant will appear in the above-named court on the date above set forth to answer any charge in any accusatory pleading based upon the acts supporting the complaint filed against him/her and all duly authorized amendments thereof, in whatever court it may be prosecuted, and will at all times hold him/her available to the orders and process of the court, and, if convicted, will appear for pronouncement of judgment or for probation; or, if he/she fails to perform either of these conditions, that the AMERICAN CONTRACTORS INDEMNITY COMPANY, a California corporation, will pay to the people of the State of California, the sum of Twenty five thousand

Dollars (\$ 25,000.00).

If the forfeiture of this bond be ordered by the Court, judgement may be summarily made and entered forthwith against the said AMERICAN CONTRACTORS INDEMNITY COMPANY, a California Corporation, for the amount of its undertaking herein, as provided by Sections 1305 and 1306 of the California Penal Code.

THIS BOND IS VOID IF WRITTEN FOR AN AMOUNT GREATER THAN THE POWER OF ATTORNEY ATTACHED HERETO. IF MORE THAN ONE SUCH POWER IS ATTACHED, OR IF WRITTEN AFTER THE EXPIRATION DATE SPECIFIED ON THE ATTACHED POWER OF ATTORNEY.

AMERICAN CONTRACTORS INDEMNITY COMPANY

By Scott D. Schubert

Attorney-in-Fact

I certify under penalty of perjury that I am a licensed Bail Agent of the AMERICAN CONTRACTORS INDEMNITY COMPANY and that I am executing this bond on _____ (date)

at _____

(location)

(signature of licensed agent)

The Premium Charged for this Bond is

\$ 2,500.00 Per Annum.

Approved this 17

day of May

20 05

St C Jm

Title

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

VOP-ARRAIGNMENT

Date: 05/16/05 Time: 1:30 pm Dept/Div: 7

=====

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable Judge DOUGLAS C. PHIMISTER presiding
Clerk: T. MILLER
Court Reporter SOROKA
Bailiff ODLIN

Defendant is present IN CUSTODY.

Defendant arraigned and advised of the following rights:
COUNSEL: You have the right to an attorney at all stages of the proceedings and if it is determined you cannot afford an attorney, the court will appoint one to represent you. If the court appoints an attorney for you, then upon conclusion of your case, the court will conduct a hearing to determine your ability to pay for the costs of appointed counsel. You may be ordered to pay all or a part of such costs within your ability. Such an order may be enforced only by civil judgment. You have the constitutional right to represent yourself at all stages of the proceedings.

REASONABLE BAIL: If you are in custody you have the right to be release on reasonable bail pending further proceedings.

SPEEDY TRIAL: You have the right to a speedy public trial before a jury or judge and the right to have that trial within 30 days if you are in custody

or 45 days if you are not in custody, such time to commence running at the time you enter a plea of not guilty.

JURY TRIAL: You have the right to trial by jury or you can waive that right and be tried by the court alone sitting without a jury.

SELF INCRIMINATION: You have the right to remain silent and no adverse emphasis will be drawn from the fact if you choose not to testify.

CONFRONTATION: You have the right to face, confront and examine and cross-examine your accusers in open court.

SUBPOENA: You have the right to the issuance of subpoenas to compel witnesses in your behalf to appear in court and testify.

PRIOR ALLEGATION: You are advised that as to the prior allegations in the complaint, you are entitled to all of the rights set forth hereinabove and that the prior allegation must be proved beyond a reasonable

5/16/05

Page: 2

Case Number : P04CRF0087 People vs. TIMOTHY WELLS
=====

doubt.

PLEA: You have the right to plead guilty, not guilty, no
contest, once in jeopardy, not guilty by reason of insanity.

CONTINUANCE: You have the right to a reasonable continuance.

Defendant DENIES Violation of Probation.

Conflict Attorney B. SUTTON - cac appointed by Court.

VOP Further Proceedings set for 05/23/2005 at 8:00 in
Department 7.

Time is NOT waived.

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.

Bail set at \$25000.00.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG

=====MINUTE ORDER END=====

Dispo

☒ Western Slope Dept. # 7
☐ South Lake Tahoe Dept. # _____

STATE OF CALIFORNIA

Case No. 104CE0087
Reporter Soreka
Interpreter _____

ORDER, NOTICE, SENTENCE, COMMITMENT FORM

THE PEOPLE vs Timothy Jason Wells Defendant.
NEXT COURT APPEARANCE DATE: 5/23/05 3
AT 8:00 A.M. / P.M. CHARGES: 2615(c) PC (4 CTS)
2615(d) PC (4 CTS), 1203.2(a) PC
Defense Atty: _____ IN PRO PER

DA _____
Date 5-16-05
Judge D.C.P.
Clerk Gm

ORDER

Public Defender: APPLIED FOR / APPOINTED / DENIED

☒ Conflict Attorney: APPOINTED: B. Sutton

Interpreter Appointed _____ Probation Report Ordered for: J&S / Bail Review

Other: _____

- For:
- | | |
|--|--|
| <input type="checkbox"/> Arraignment in Superior | <input type="checkbox"/> Entry of Plea |
| <input type="checkbox"/> Continued arraignment | <input type="checkbox"/> Written Waivers / Ret. by: _____ |
| <input type="checkbox"/> Pre Prelim Conference | <input type="checkbox"/> Preliminary Examination _____ |
| <input type="checkbox"/> Pretrial Conference | <input type="checkbox"/> Readiness Conference |
| <input type="checkbox"/> Court Trial | <input type="checkbox"/> Jury Trial: _____ |
| <input checked="" type="checkbox"/> Not Guilty | <input type="checkbox"/> Guilty / No Contest by: Plea / Waiver / Verdict |
| <input checked="" type="checkbox"/> Time: Not Waived / Waived | <input type="checkbox"/> Admits VOP / DIV: _____ |
| <input type="checkbox"/> Motion: | <input type="checkbox"/> Diversion Hearing / Review |
| <input type="checkbox"/> Order to Show Cause | <input type="checkbox"/> Case Dismissed |
| <input checked="" type="checkbox"/> VOP F.P. | <input type="checkbox"/> Probation / Sentencing |
| <input type="checkbox"/> Trial Setting Conference in Dept. _____ | |

CUSTODIAL STATUS

DEFENDANT BEING RELEASED ON HIS/HER OWN RECOGNIZANCE, AGREES:

(A) He / She will appear at all times and places as ordered by the Court or magistrate releasing him and as ordered by any Court in which, or any magistrate before whom, the charge is subsequently pending.

(B) If he / she fails to so appear and is apprehended outside the State of California, he / she waives extradition.

(C) Any Court or magistrate of competent jurisdiction may revoke the order of release and either return him / her to custody or require that he / she may give bail or other assurance of his / her appearance as provided in part 2, title 10, chapter 1 of the Penal Code.

- ☐ Order of Release on Probation
☐ Order of Release of Defendant on Own Recognizance
_____, Defendant

- ☐ Witnesses by: _____ Date: _____
☒ Remanded to custody of Sheriff until next appearance: ☐ Remand Forthwith
Bail Amount: \$25,000
☐ Remain at Liberty on Bail. ☐ Defendant ordered discharged.
☐ Bail Exonerated ☐ Refund cash bail.

COURT PROBATION ORDER

- ☐ SUMMARY COURT PROBATION _____
☐ PROBATION: as granted on _____
☐ MODIFIED: Original terms in full force and effect except as amended herein this date.
☐ PROB / DIV REINSTATED: Original terms in full force except as amended herein this date.
☐ REVOKED: PROBATION / DIVERSION on: _____
☐ PROBATION / DIVERSION TERMINATED: SUCCESSFUL / UNSUCCESSFUL
☐ CRIMINAL PROCEEDINGS REINSTATED
☐ CHARGES DISMISSED and 1203.4 PC relief granted

FURTHER ORDERS AS FOLLOWS:

- ☐ Standard Terms
- Obey all laws.
 - Report immediately to Probation Department / District Attorney / Family Support Division.
 - Follow all orders of Court / Probation Officer / District Attorney / Family Support Division. and report as directed.
 - Seek and Maintain employment and notify Probation Officer / District Attorney of any change in employment status.
 - Notify Court / Probation Officer / District Attorney immediately of any change in residence address.

- ☐ Although not a condition of Probation, it is Judgment and Order of this Court that the defendant pay (Court appointed Atty.) (Public Defender) costs of: \$ _____ payable to El Dorado County Counsel / Court within: _____ days.

DMV SUPERCEDES ANY COURT ORDER

SENTENCE

- ☐ Not to operate a motor vehicle without a valid driver's license and automobile insurance.
☐ Not to operate a motor vehicle with any measurable amount of alcohol.
☐ Submit to a chemical test of blood, breath or urine upon request of any peace officer.
☐ Submit to alcohol and field sobriety tests.
☐ Not to frequent places where alcohol is chief product of sale.
☐ Not to consume, have in your possession or control any alcohol.
☐ Drivers license restricted/suspended/revoked for _____ from _____
☐ To and from work. ☐ During course of employment.
☐ To and from alcohol treatment sessions.
☐ IID By: _____ with proof to court.
☐ Wet Reckless Enroll by _____
☐ Trac 1-3 month Enroll by _____ Complete by _____
☐ Trac 1-6 month Enroll by _____ Complete by _____
☐ Trac II Enroll by _____ Complete by _____
☐ Fine: Pay a Fine of \$ _____ or appear including Penalty Assessment
☐ Admin Fee: \$ _____
☐ Booking Fee: \$ _____
☐ Restitution: Misd/Fel. \$ _____
☐ Total Due: \$ _____ or appear
☐ Fine to be paid on or before _____ or appear
☐ Payable at \$ _____ per month beg. _____ or appear
☐ In lieu of Fine: Comm. Ser. / Jail
☐ Contact Community Service / Counseling by _____
☐ _____ Hrs. to be completed by _____ or appear
☐ Other: _____

Enroll/Complete By: _____

JAIL RESTITUTION

- ☐ Serve _____ days/hrs. in the El Dorado County Jail.
☐ Concurrent ☐ Consecutive ☐ Forthwith
☐ Case No.: _____
☐ With CTS _____ days/hrs.
Contact Jail by _____ / next business day.
☐ Stay of execution: _____ at _____ a.m./p.m.
☐ Sheriff Work Program ☐ Straight Time Only
☐ Weekends commencing: _____
☐ Home Electronic Monitoring Program
☐ Out of County ☐ Alternative Sentencing OK
☐ Restitution in the amount to be determined by Prob. Dept./Victim witness
☐ Payable to Prob. Dept. / Court
\$ _____ per month beg. _____ total: _____
☐ Payable directly to _____
with proof to the court by: _____
☐ Submit to search and seizure of person, residence,

I hereby acknowledge receipt of a copy of this Probation Order, and I accept probation on the terms stated herein.

Dated: _____ Date of Birth: _____

Defendant Signature _____

Residence: _____

Mailing Address (if different): _____

- ☐ Object: _____
- ☐ Not annoy, harass, threaten or have any contact with _____
- ☐ Not own or have possession, custody or control of any _____
- ☐ Not maintain any checking account or have any checks or credit cards in possession or under control or custody.
- ☐ Destroy Weapon / Evidence _____
- ☐ Return Weapon / Evidence to: _____
- ☐ Register address 290 P.C. 11590 H&S 457.1(b)P.C.
- ☐ Defendant advised of Code requirements
- ☐ Other: _____

FAXED

MAY 16 2005

ENET D.A. D.A./FS P.D. JAIL PROB. CO. COUNSEL OFFICER ATTY. DEF. PROG. CHP POLICE V.W. INTER. REPTR.
Form #MC 101 (REV. 12/02)

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

VOP-ARRAIGNMENT

Date: 04/26/05 Time: 8:30 am Dept/Div: 7

=====

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable Judge DOUGLAS C. PHIMISTER presiding
Clerk: DAROS
Court Reporter BILLALON #10618
Bailiff ODLIN

Defendant failed to appear.

COURT ORDERS:

Probation is ordered REVOKED.

Bench warrant ordered issued. \$0.00

----- NO BAIL -----

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG

=====MINUTE ORDER END=====

Dispo

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO

FILED
APR 26 2005EL DORADO CO. SUPERIOR COURT
BY MLK (DEPUTY)

THE PEOPLE OF THE STATE OF CALIFORNIA,)

Plaintiff,)

vs.)

TIMOTHY JASON WELLS)

Defendant.)

NO: P04CRF0087

PETITION FOR ARRAIGNMENT
IN RE: REVOCATION
OF PROBATION

HEARING DATE: April 26, 2005

TIME: 8:30 a.m.

DEPT: 7

The defendant was convicted by a plea of No Contest of a violation of Section(s) 261.5(a) of the Penal Code on March 17, 2004. On March 17, 2004, the Court suspended imposition of sentence and placed the defendant on probation for a period of three (3) year(s) upon specific conditions.

IT IS HEREBY ALLEGED that since being placed on probation the defendant violated one or more of the terms and conditions, as follows:

VIOLATION I: On or about December 30, 2004, the defendant violated his terms and conditions of
(Condition 13) probation in that he contacted and/or attempted to contact, the victim, B. Antonelli.

VIOLATION II: On or about December 31, 2004, the defendant violated his terms and conditions of
(Condition 13) probation in that he contacted and/or attempted to contact, the victim, B. Antonelli.

VIOLATION III: On or about January 3, 2005, the defendant violated his terms and conditions of
(Condition #13) probation in that he contacted and/or attempted to contact, the victim, B. Antonelli.

VIOLATION IV: On or about January 4, 2005, the defendant violated his terms and conditions of
(Condition #13) probation in that he contacted and/or attempted to contact, the victim, B. Antonelli.

VIOLATION V: As of March 30, 2005, the defendant has failed to make regular payments toward his
(Condition #4) restitution of \$1,103.15; his last payment of \$100.00 was received on September 16, 2004. The current balance is \$1,003.15.

VIOLATION VI: As of March 30, 2005, the defendant has failed to make regular payments toward his
(Condition #20) fines and fees of \$455.31; his last payment of \$100.00 was received on September 16, 2004. The current balance is \$455.31.

VIOLATION VII: On or about March 23, 2005, in the County of El Dorado, the defendant violated the law
(Condition #1) in that he was in violation of County Ordinance 15.64.130. This offense is pending in the El Dorado County Superior Court, Department 7.

3/30

1 **WHEREFORE**, your Petitioner prays that the Court

2 ☒ Issue an Order summarily revoking probation; ☒ Arraign the defendant on the violations
alleged herein; ☐ Direct the issuance of a Bench Warrant for the defendant's arrest.

3 ☐ Bail recommended, amount: \$ _____ ☐ No Bail


4 ☐ Defendant in custody at _____

5 ☒ Defendant notified by ☒ certified letter ☐ telephone ☐ in person, on March, 2005
6 at P.O. Box 713, Garden Valley, CA 95633
7 to appear on April 26, 2005 at 8:30 a.m.

8 Dated: March 31, 2005

9 JOSEPH S. WARCHOL II
CHIEF PROBATION OFFICER

10 Approved:

11 
Diana J. Lahargoue
12 Supervising Probation Officer

By: Ben Kinser
Deputy Probation Officer

13 oo0oo

14 **THE PEOPLE OF THE STATE OF CALIFORNIA,**)
15)
16 Plaintiff,)
17)
18 vs.)
19)
20 TIMOTHY JASON WELLS)
21 Defendant.)

NO: P04CRF0087

**ORDER SETTING TIME
OF HEARING AND/OR
DIRECTING ISSUANCE
OF BENCH WARRANT**

22 ☒ **IT IS HEREBY ORDERED** that ☒ probation be summarily revoked; ☒ the defendant appear
23 for Arraignment in the above matter set for April 26, 2005 at 8:30 a.m.
24 in Department 7, at 2850 Fairlane Court, Placerville, California.

25 ☐ **IT IS HEREBY ORDERED** that probation be summarily revoked and the defendant appear for
26 Arraignment in the above entitled matter pursuant to Penal Code Section 825.

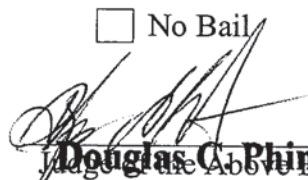
27 ☐ **IT IS HEREBY ORDERED** that probation be summarily revoked and a Bench Warrant be issued
28 for the defendant's arrest.

☐ Bail be set, amount: \$ _____

☐ No Bail

Dated: APR 26 2005




Douglas C. Phimister
Judge of the Above Entitled Court

EL DORADO COUNTY PROBATION DEPARTMENT
Violation Report and Sentencing Recommendation

Case Name: TIMOTHY J. WELLSCase No: P04CRF0087Offense(s): 261.5 PCHEARING DATE: 4/26/05TIME: 8:30 amDEPT: 7☐ In Custody☒ Out of CustodyTermination Date: 3/16/07# of Prior Violations: 1Probation Officer: Ben Kinser**TIME CREDITS:**

<u>Facility</u>	<u>From</u>	<u>To</u>	<u>Days Served</u>
EDCJ	2/8/04	6/26/04	140
EDCJ	3/29/05	4/18/05	21

TOTAL ACTUAL DAYS: 161**PERSONS NEEDED TO TESTIFY:**

<u>Name - Title / Agency</u>	<u>Address</u>	<u>Tele. #</u>
Ben Kinser – DPO II / EDC Probation	471 Pierroz Rd. Placerville, CA 95667	530-621-5625
Virginia Gruver-Johnson	5901 Manhattan Creek Rd. Garden Vly, Ca	530-333-2921

CIRCUMSTANCES OF VIOLATION:

On 2-14-05 I was contacted by the defendant's landlord, Mrs. Gruver-Johnson who stated the defendant had become hostile and threatening towards her recently. She had discovered messages on her answering machine from the defendant's victim, which intimated he had been contacting her. She also found several calls to the victim's phone number on her phone bill that occurred while she was not at the property. On 3-23-05, I was again contacted by Mrs. Gruver-Johnson, who stated a neighbor reported to her the defendant had threatened to harm her (refer to EDSO report #0503425). The defendant may be pending charges stemming from that incident. Further, the defendant has failed to make regular payments towards his restitution, fees, and fines.

RECOMMENDATION:

☐ Revoke and Terminate Probation ☒ Reinstate Probation ☐ Extend Probation; ☐ 1 Year ☐ 2 Years
☒ County Jail / ☐ State Prison Commitment; Commitment Length: 180 days

ADDITIONAL COMMENTS:

Of concern in this case is the defendant's propensity and history of making severe and violent threats towards others. Although he has yet to act on them, the defendant's history of mental instability and depression (as noted by EDSO Deputies) create a higher lever of concern for the safety of the community. It is respectfully recommended that the defendant be ordered to participate in a psychological program with El Dorado County mental health.

4-1-05

Date

Ben KinserBen Kinser
Deputy Probation OfficerDiana LahargueDiana Lahargue
Supervising Probation Officer

FILED

APR 07 2005

EL DORADO CO. SUPERIOR COURT
BY [Signature] (DEPUTY)

GARY L. LACY
State Bar No. 108444
District Attorney
El Dorado County
515 Main Street
Placerville, CA 95667

Attorneys for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF EL DORADO

THE PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

vs.

TIMOTHY JASON WELLS

Defendant.

DKT #: P04CRF0087

DA #: 04-02-000941

PETITION AND ORDER
FOR REVOCATION OF
PROBATION

DEPARTMENT 7

I, WILLIAM HOULE, declare and say:

That I am employed as a Deputy District Attorney for the County of El Dorado, State of California.

That the aforesaid Defendant was convicted on March 17, 2004, in the above-entitled Court. That pursuant to this conviction, Defendant was placed on probation for a period of three years on the condition that Defendant: obey all laws.

That the above listed conditions(s) has/have been violated in that: On March 23, 2005, defendant violated Section 15.64.130 of the County Ordinance Code.

Wherefore, the People request that the Court find the Defendant has violated a term and condition of probation, summarily revoke probation.

CMS

1 I declare under penalty of perjury that the foregoing facts are true and correct.

2 Executed this 30th day of March, 2005 at PLACERVILLE, California.

3 
4 WILLIAM HOULE
5 Deputy District Attorney

6 **IT IS THE ORDER OF THIS COURT THAT:**

7 ☒ A hearing has been set before the above entitled Court on

8 4/24/05 at 830 AM.


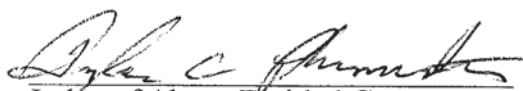
9 ☒ Probation heretofore granted in this matter is hereby revoked.

10 ☐ A Bench Warrant be issued for Defendant's arrest and return to this Court for further
11 hearing.

12 ☐ Bail be set in the amount of \$ _____.

13 ☐ The Petition for Revocation is hereby dismissed.

14
15 Dated this 7 day of April, 2005

16
17 
18 
19 Judge of Above Entitled Court
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SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

VOP-ARRAIGNMENT

Date: 02/14/05 Time: 8:30 am Dept/Div: 1

=====

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable JUDGE DANIEL B. PROUD presiding
CLERK: C. SANDERS
Court Reporter J. Bowker
Bailiff MAYS

Deputy District Attorney P. SUTHERLAND present.
Defendant is represented by B. SUTTON - cac.
Defendant present

IN RE: FELONY VIOLATION OF PROBATION
Plea agreement set forth on the record.
**Case P04CRM1192 will be dismissed upon
admission of Violation of Probation in this case.

Arraignment and advisal of Constitutional rights Waived.

Right to Speedy Trial waived.
Right to Continuance waived.
Right to Trial by Court waived.
Right to confront and cross-examine witnesses waived.
Right to Remain Silent waived.

Defendant is advised of mandatory fines.
Defendant advised of maximum/minimum penalty.
Defendant advised that he/she may be subject to pay restitution
in addition to any restitution fine that the Court may impose.
Defendant advised that he/she may be subject to pay a fine in
addition to any restitution fine the Court may impose.

Counsel stipulate that there is a factual basis for the plea and
admission.

Defendant ADMITS Violation of Probation

Court accepts plea/admission to probation violation.
The Court finds that there is a factual basis for the entry of
the plea and that the plea is freely and voluntarily made.
Defendant advised that he/she had the right to be sentenced not
less than six (6) hours nor more than five (5) days.
Formal arraignment for and time of sentencing waived.
No legal cause why judgment should not now be pronounced.

3/23/05

Page: 2

Case Number : P04CRF0087 People vs. TIMOTHY WELLS
=====

For all charges:
Including Violation of Probation

Probation is ordered REVOKED.

Probation is ordered Reinstated and continued.
No additional time added to Probation.

Probation is MODIFIED as follows: -
14) Defendant committed to the custody of the County Sheriff for a
--- period of 30 days.
Credit for ANY time served.
Contact jail by: 02/18/2005.
OR

Stay of execution granted until 05/06/2005 at 18:00 and
defendant is ordered to surrender to Sheriff at that time.
Work Program approved by Court.
Home Electronic Monitoring approved by Court.
Alternative Sentencing o.k.
Commitment issued.

Defendant advised of Appeal Rights.

Released on Probation

No further appearance scheduled.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
===== MINUTE ORDER END =====

Dispo

☒ Western Slope Dept. # 1
☐ South Lake Tahoe Dept. # _____

EL DORADO COUNTY SUPERIOR COURTS
STATE OF CALIFORNIA

Case No. P04CRF0087
 Reporter BOWKIN
 Interpreter _____

ORDER, NOTICE, SENTENCE, COMMITMENT FORM

THE PEOPLE vs Timothy JASON Wells, Defendant
 NEXT COURT APPEARANCE DATE: _____ P/NP

AT _____ A.M. / P.M. CHARGES: 1203.2(A) PC
F261.5(c) 261.50 PC I/C

Defense Atty: B. Sutton IN PRO PER

DA P. Sutherland
 Date 02-14-05
 Judge PROUD
 Clerk SANDRA

ORDER

Public Defender: APPLIED FOR / APPOINTED / DENIED

Conflict Attorney: APPOINTED: _____

Interpreter Appointed _____

Probation Report Ordered for: J&S / Bail Review

Other: _____

For:

- ☐ Arraignment in Superior
☐ Continued arraignment
☐ Pre Prelim Conference
☐ Pretrial Conference
☐ Court Trial
☐ Not Guilty
☐ Time: Not Waived / Waived
☐ Motion:
☐ Order to Show Cause
☐ Trial Setting Conference in Dept. _____

- ☐ Entry of Plea
☐ Written Waivers / Ret. by: _____
☐ Preliminary Examination
☐ Readiness Conference
☐ Jury Trial:
☐ Guilty / No Contest by: Plea / Waiver / Verdict
☒ Admits VOP / DIV.
☐ Diversion Hearing / Review
☐ Case Dismissed
☐ Probation / Sentencing

Re-Instate Formal Probation

CUSTODIAL STATUS

DEFENDANT BEING RELEASED ON HIS/HER OWN RECOGNIZANCE, AGREES:

(A) He / She will appear at all times and places as ordered by the Court or magistrate releasing him and as ordered by any Court in which, or any magistrate before whom, the charge is subsequently pending.

(B) If he / she fails to so appear and is apprehended outside the State of California, he / she waives extradition.

(C) Any Court or magistrate of competent jurisdiction may revoke the order of release and either return him / her to custody or require that he / she may give bail or other assurance of his / her appearance as provided in part 2, title 10, chapter 1 of the Penal Code.

- ☐ Order of Release on Probation
☐ Order of Release of Defendant on Own Recognizance

_____, Defendant

- ☐ Witnesses by: _____ Date: _____
☐ Remanded to custody of Sheriff until next appearance: ☐ Remand Forthwith
☐ Bail Amount: _____
☐ Remain at Liberty on Bail. ☐ Defendant ordered discharged.
☐ Bail Exonerated ☐ Refund cash bail.

COURT PROBATION ORDER

- ☐ SUMMARY COURT PROBATION
☐ PROBATION: as granted on _____
☒ MODIFIED: Original terms in full force and effect except as amended herein this date. No additional PROB time
☒ PROBATION REINSTATED: Original terms in full force except as amended herein this date. Added
☒ REVOKED: PROBATION / DIVERSION on: _____
☐ PROBATION / DIVERSION TERMINATED: SUCCESSFUL / UNSUCCESSFUL
☐ CRIMINAL PROCEEDINGS REINSTATED
☐ CHARGES DISMISSED and 1203.4 PC relief granted

FURTHER ORDERS AS FOLLOWS:

- ☐ Standard Terms
 1. Obey all laws.
 2. Report immediately to Probation Department / District Attorney / Family Support Division.
 3. Follow all orders of Court / Probation Officer / District Attorney / Family Support Division. and report as directed.
 4. Seek and Maintain employment and notify Probation Officer / District Attorney of any change in employment status.
 5. Notify Court / Probation Officer / District Attorney immediately of any change in residence address.

- ☐ Although not a condition of Probation, it is Judgment and Order of this Court that the defendant pay (Court appointed Atty.) (Public Defender) costs of: \$ _____ payable to El Dorado County Counsel / Court within: _____ days.

DMV SUPERCEDES ANY COURT ORDER

SENTENCE

- ☐ Not to operate a motor vehicle without a valid driver's license and automobile insurance.
☐ Not to operate a motor vehicle with any measurable amount of alcohol.
☐ Submit to a chemical test of blood, breath or urine upon request of any peace officer.
☐ Submit to alcohol and field sobriety tests.
☐ Not to frequent places where alcohol is chief product of sale.
☐ Not to consume, have in your possession or control any alcohol.
☐ Drivers license restricted/suspended/revoked for _____ for _____ from _____
☐ To and from work. ☐ During course of employment.
☐ To and from alcohol treatment sessions.
☐ IID By: _____ with proof to court.
☐ Wet Reckless Enroll by _____
☐ Trac 1-3 month Enroll by _____ Complete by _____
☐ Trac 1-6 month Enroll by _____ Complete by _____
☐ Trac II Enroll by _____ Complete by _____
☐ Fine: Pay a Fine of: _____ \$ _____ or appear including Penalty Assessment
☐ Admin Fee: _____ \$ _____
☐ Booking Fee: _____ \$ _____
☐ Restitution: Misd/Fel. _____ \$ _____
☐ Total Due: _____ \$ _____ or appear
☐ Fine to be paid on or before _____ or appear
☐ Payable at \$ _____ per month beg. _____ or appear
☐ In lieu of Fine: Comm. Ser. / Jail
☐ Contact Community Service / Counseling by _____
☐ _____ Hrs. to be completed by _____ or appear
☐ Other: _____

Enroll/Complete By: _____

JAIL RESTITUTION

- ☒ Serve 30 days/hrs. in the El Dorado County Jail.
☐ Concurrent ☐ Consecutive ☐ Forthwith

Case No.: _____

- ☒ With CTS any days/hrs.

Contact Jail by 2-18-05 / next business day

- ☒ Stay of execution: 5-4-05 at 6:00 a.m./p.m.

- ☒ Sheriff Work Program ☐ Straight Time Only

☐ Weekends commencing: _____

- ☒ Home Electronic Monitoring Program

☐ Out of County ☒ Alternative Sentencing OK

☐ Restitution in the amount to be determined by Prob. Dept./Victim witness

☐ Payable to Prob. Dept. / Court
 \$ _____ per month beg. _____ total: _____

☐ Payable directly to _____
 with proof to the court by: _____

- ☐ Submit to search and seizure of person, residence, vehicle, business & property anytime, day or night

TO THE SHERIFF: The foregoing copy of judgment in the above entitled action

I hereby acknowledge receipt of a copy of this Probation Order, and I accept probation on the terms stated herein.

Dated: Feb 14-05 Date of Birth: 12-10-69

Defendant Signature [Signature]

Residence: _____

Mailing Address (if different): PO Box 713 Garden Valley
CA 95633

- with / without a search warrant
☐ Object: _____
☐ Not annoy, harass, threaten or have any contact with _____
☐ Not own or have possession, custody or control of any _____
☐ Not maintain any checking account or have any checks or credit cards in possession or under control or custody.
☐ Destroy Weapon / Evidence _____
☐ Return Weapon / Evidence to: _____
☐ Register address 290 P.C. 11590 H&S 457.1(b)P.C.
☐ Defendant advised of Code requirements
☐ Other: _____

ENET (D.A.) D.A./FS P.D. (JAIL) (PROB.) CO. COUNSEL OFFICER (ATTY.) (DEF.) PROG. CHP POLICE V.W. INTER. REPTR.
 Form #MC-101 (REV 12/02)

ORDER FOR RESTITUTION

PETITIONER: El Dorado County Probation Department 471 Pierroz Road Placerville, CA 95667		TELEPHONE: (530) 621-5625 FAX: (530) 621-2430	FOR COURT USE ONLY <div style="font-size: 2em; font-weight: bold;">FILED</div> SEP 21 2004 EL DORADO CO. SUPERIOR COURT BY <u>[Signature]</u> (DEPUTY)
SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO			
Street Address: Mailing Address: City / Zip Code: Branch Name:	495 Main Street 495 Main Street Placerville, CA 95667 Department		
CASE NAME:	TIMOTHY JASON WELLS		
ORDER FOR RESTITUTION (Penal Code §§1202.4(f), 1214; Welfare and Institutions Code §730.6(h)&(i))			CASE NO: P04CRF-00087

1. a. ☒ On (date): 3/17/04 defendant (name): TIMOTHY JASON WELLS was convicted of a crime that entitles the victim to restitution.
- b. ☐ On (date): _____ child (name): _____ was ☐ adjudged a ward of the court ☐ placed on probation on the grounds he or she is a person described in Welfare and Institutions Code §602, that entitles the victim to restitution.
2. Evidence was presented that the victim named below suffered losses as a result of defendant's/child's conduct. On 8/11/04, the Defendant was informed of his or her right to a judicial determination of the amount of restitution and
 - a. ☐ a hearing was conducted.
 - b. ☐ stipulated to the amount of restitution to be ordered.
 - c. ☐ waived a hearing.
 - d. ☒ has not responded.
3. The Probation Officer has determined a current amount of restitution; however, this amount may increase in the future as a result of ☐ ongoing medical expenses ☒ psychological counseling expenses ☐ Other: _____
4. The amount of restitution includes:
 - a. ☒ value of property stolen or damaged
 - b. ☐ medical expenses
 - c. ☐ lost wages or profits
 - (1) ☐ incurred by victim due to injury
 - (2) ☐ of victim's parent(s) or guardian(s) (if victim is a child) incurred while caring for the injured child
 - (3) ☐ incurred by victim due to time spent as a witness or in assisting police or prosecution
 - (4) ☐ of victim's parent(s) or guardian(s) (if victim is a child) due to time spent as a witness or in assisting police or prosecution
 - d. ☐ non-economic losses (felony violations of Penal Code §288 only)
 - e. ☐ attorney fees and collection costs
 - f. ☒ other, (Specify): Increased security expenses

THE COURT ORDERS ☒ defendant ☐ child, and parents: _____ to pay restitution, joint and severally, to:

- a. ☒ the victim, (Name): Barry & Lana Peterson, guardians of Brittany A., a minor in the amount of: \$ 1003.15
- b. ☐ the Victims Compensation and Govern Claims Board, in the amount of \$ _____

AND FURTHER,

- ☒ The amount of restitution shall be subject to modification, after due notice to defendant/child (and parents) and opportunity to be heard, for additional ☐ medical expenses ☒ psychological counseling expenses ☐ Other (See above)
- ☒ The defendant/child (and parents) shall pay a 10% Administrative Fee to the Probation Department, pursuant to Penal Code §1202.4; Welfare and Institutions Code §730.6
- ☒ The defendant shall pay a \$35.00 Administrative Fee for collection of restitution, pursuant to Penal Code §1205.



Date: SEP 21 2004

[Signature]
 Judge of the Superior Court

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO

FILED

JUN 15 2004

EL DORADO CO. SUPERIOR COURT
BY [Signature] (DEPUTY)

PEOPLE OF THE STATE OF CALIFORNIA)

Plaintiff,)

vs.)

TIMOTHY WELLS,)

Defendant.)

CASE NO: P04CRF0087

ORDER

BY ORDER OF THE ABOVE ENTITLED COURT, TIMOTHY WELLS,

shall report to the El Dorado County Health Department and submit to testing for H.I.V./A.I.D.S.,
pursuant to Section(s) 1202.1 and 1524.1 of the California Penal Code.

FURTHER, the Health Officer is directed to disclose the results of said test to the defendant
and the victim, pursuant to Section 1524.1(g) of the California Penal Code.

Dated: 6-15-04

[Signature]
Judge of the Above Entitled Court



IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF EL DORADO

FILED

MAR 17 2004

EL DORADO CO. SUPERIOR COURT
BY [Signature] (DEPUTY)PEOPLE OF THE STATE OF
CALIFORNIA

Plaintiff

CASE NO.

PO4CRF0087

vs.

Timothy Wells

Defendant.

PLEA AND WAIVER (FELONY)

TO THE DEFENDANT: Please read each statement carefully. If you agree with the statement, place your initials in the blank space to the left of each numbered statement. If an alternative is given in the statement (e.g., guilty/nolo contendere, do/do not) please strike out the choice which does not apply to you.

Defendant's
Initials.

TW 1. My true full name is Timothy Jason Wells

TW 2. I have been known by the following other names (if none, so state):
None

TW 3. I am able not able to read and understand English.

TW 4. The highest level of schooling I have completed is: 12th

TW 5. At the time I make this declaration, I am not under the influence of alcohol, any drug, or medication that would affect my ability to understand my entry of this plea.

TW 6. I would like to change my plea of not guilty to guilty no contest..

TW 7. I understand that the legal effect of a no contest plea to a crime punishable as a felony is the same as that of a guilty plea.

1

2

3

TW 8.

I understand that I am pleading guilty/no contest to the following offenses and I understand the nature of these offenses:

4

5

6

TW 9.

I understand that I am admitting the following prior convictions and special punishment allegations (if none, so state):

7

8

9

10

TW 10.

I understand that the sentence I will receive is (if no agreed sentence, so state):

11

12

13

TW 11.

I understand that the sentence range for the offense(s) to which I am pleading guilty or nolo contendere is/are:

14

15

16

17

18

19

20

21

X 12.

I understand the Court can consider the facts in count(s) N/A that will be dismissed, for purposes of determining my sentence.

22

23

24

TW 13.

I understand if the Court determines at any time before I am sentenced that the negotiated plea is not in the interests of justice, the Court can cancel my plea, re-enter my not guilty plea and set this case for trial.

25

26

TW 14.

I understand I may be fined in this case not less than 200 nor more than 10,000, plus penalties and assessments.

27

28

1
2 TH 15. I understand I may be required to pay restitution in this case in an amount to be
3 ordered by the Court.

4 TH 16. I understand that in addition to restitution and a fine, the Court may impose a
5 separate and additional restitution fine from \$200.00 to \$10,000.00 (PC
6 1202.4/1202.5). If sentenced to prison, a second fine of \$200 to \$10,000 will be
7 imposed, but stayed pending successful completion of parole (PC 1202.45)

8 TH 17. I understand that if the Court grants my application for probation, I could be on
9 probation for up to 5 years with the Court also imposing certain conditions, such
10 as, obey all laws. Should I violate any of the terms or conditions of my probation,
11 my probation could be revoked and I could be sent to prison or incarcerated in the
12 County Jail for up to the maximum term previously set forth.

13 TH 18. I understand if I am sent to prison that upon my release I will be placed on parole
14 for a period of up to 3 years. Should I violate any of the terms or conditions of my
15 parole, my parole could be revoked and I may be required to serve up to an
16 additional 1 year in prison for each revocation. Life case = lifetime parole.

17 TH 19. I understand if I am not a citizen of the United States, my plea to the charges in
18 this case may result in my deportation, exclusion from admission to the United
19 States or denial of naturalization.

20 PRELIMINARY EXAMINATION WAIVER

21 TH 20. Because the offense charged is a felony, I understand that I would have the right
22 to a preliminary hearing. At the preliminary hearing, the People would have to
23 establish by sufficient evidence that a crime was committed and that I committed
24 the offense. My attorney could cross-examine the People's witnesses, I could
25 present evidence, and testify at the preliminary hearing. If I waive and give up my
26 right to the preliminary hearing, my case will proceed with entry of plea. Once
27 preliminary examination is waived, that right is gone.

28 TH 21. I understand my right to a preliminary hearing and I waive and give up this right.

Counsel joins in the waiver of preliminary examination and hearing.

PBT Defendant's Counsel

JEH People's Counsel

ADDITIONAL CONSEQUENCES OF PLEA

INELIGIBLE FOR PROBATION

22. I understand that by pleading guilty/no contest and admitting to _____, I will be ineligible for probation. This means that I will receive a prison term and not be placed on probation.

DRUG CASES

23. I understand that I am subject to a laboratory analysis fee of \$50 plus penalty assessment for each separate offense.

24. I understand that I am subject to a drug program fee of \$150 plus penalty assessment for each separate offense.

25. I understand that I will be required to register as a narcotic offender pursuant to Health and Safety Code § 11590.

SEX CASE

N/A 26. I understand that I will be required to register as a sex offender pursuant to Penal Code § 290.

the 27. I understand that I will be required to submit to testing for AIDS pursuant to Penal Code § 1202.1.

N/A 28. I understand that will be required to submit to DNA testing pursuant to Penal Code § 296 et seq.

ARSON CASE

29. I understand that I will be required to register as an arson offender pursuant to Penal Code § 457.1.

FELONY DRIVING UNDER THE INFLUENCE OR AT A .08% OR HIGHER BLOOD ALCOHOL LEVEL

30. I understand my driving privilege will be revoked for 4 years. This privilege will not be reinstated until I complete a program of 18 or 30 months as determined by the Department of Motor Vehicles and file proof of my ability to respond to damages.

1 _____ 31. I understand that I will be designated as a habitual traffic offender for a period of
2 3 years pursuant to Vehicle Code § 23175(b).

3 **FELONY DRIVING UNDER THE INFLUENCE OR AT .08% OR HIGHER**
4 **BLOOD ALCOHOL WITH BODILY INJURY**

5 _____ 32. I understand that my driving privilege will be revoked for 1 year and will not be
6 reinstated until I file proof of my ability to respond to damages.
7

8 **CURRENT CRIME IS A "STRIKE"**

9
10 _____ 33. I understand that the crime I am pleading guilty to is a "serious" or "violent"
11 felony, and as such is a "strike" under the Three Strikes Law.

12 _____ 34. I understand that if I later commit any felony, I will be subject at that time,
13 depending on the number of strikes I have, to a mandatory state prison sentence of
14 twice the term otherwise provided or a term of at least 25 years to life.

15 _____ 35. I understand that because I am pleading guilty/no contest to a crime and have
16 suffered a prior strike, I am subject to a mandatory state prison sentence of twice
17 the term otherwise provided (state possible terms, including enhancements).

18 _____ 36. I understand that when I am in state prison as a result of this conviction, I will
19 receive only a maximum of 15% or 20% in conduct credits, depending on the
20 nature of the offense.

21 **ADVISEMENT OF TRIAL RIGHTS**

22 Yes 37. I understand I have a right to a speedy and public jury trial. At that trial, I will be
23 presumed innocent, and I could not be convicted unless 12 impartial jurors were
24 unanimously convinced of my guilt beyond a reasonable doubt.

25 No 38. I understand I have a right to a speedy and public court trial by a judge sitting
26 without a jury. At that trial, I would be presumed innocent and could not be
27 convicted unless the Judge was convinced of my guilt beyond a reasonable doubt.
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The 39.

I understand I have a right to see, hear, confront, and cross-examine through my attorney all witnesses testifying against me.

The 40.

I understand I have the right to remain silent and not incriminate myself and I cannot be forced to testify at my trial. I realize that by pleading guilty/no contest and admitting any prior convictions or special allegations, I am incriminating myself.

The 41.

I understand I have the right to present evidence on my own behalf in my defense of the charges against me.

The 42.

I understand I have the right to use the subpoena powers of the Court to compel the appearance and attendance of witnesses on my behalf, and to compel those witnesses to bring with them to court evidence or documents favorable to me.

ACKNOWLEDGMENT OF RIGHTS, WAIVER, AND PLEA

The 43.

I have discussed the charge(s), the facts of the case, the possible defenses, and the consequences of my plea with my lawyer. I further have discussed with my lawyer my constitutional rights as set forth in numbers 35-41 above and understand these rights. I have had enough time to discuss my case with my lawyer and have been truthful and stated all facts that are known to me about my case and I am satisfied with the services and advice of my attorney.

The 44.

Understanding all of this, for all of the charges, prior convictions and special allegations:

The

a.

I give up my right to a jury trial;

The

b.

I give up my right to a court trial;

The

c.

I give up my right to confront and cross-examine witnesses;

The

d.

I give up my right to remain silent and not incriminate myself;

The

e.

I give up my right to present a defense; and

The

f.

I give up my right to subpoena witnesses on my behalf.

The 45.

I freely and voluntarily plead guilty/no contest to the charge(s) of:

261.5 3 counts

1 46. I freely and voluntarily admit the prior conviction(s) of:

2
3
4
5 47. I freely and voluntarily admit the special allegations of:

6
7
8
9 TL 48. No one has threatened me or anyone near or dear to me to get me to change my plea.

10
11 TL 49. No one has made any promises or representations to me of a lesser sentence, probation, reward, immunity, or any other advantage of any kind, for myself or anyone else, other than what's stated in this declaration, in order to get me to plead guilty or no contest.

12
13
14
15 **DEFENDANT:** I have personally placed my initials in the blanks to the left of each of the above statements. I declare under penalty of perjury that the foregoing is true and correct.

16
17 3-17-04

18 Date

Anthony J. Wells

Defendant's Signature

19 **DEFENSE COUNSEL:** I, Peter M. Tienan, state I am
20 the attorney for the defendant in the above-entitled case. I have personally observed the
21 defendant initial, date, and sign the declaration. I have investigated the case and the possible
22 defenses thereto, and I have discussed the charge(s), nature of the charge(s), facts, defenses, and
23 possible consequences with the defendant. I concur in the defendant's plea of guilty or nolo
24 contendere to the charge(s), as set forth by the defendant in the above declaration, and I stipulate
25 that there is a factual basis for the plea, and I join the waiver of the defendant's constitutional
26 rights.

27
28 3/17/04
Date

Peter M. Tienan
Attorney for the Defendant

FOR THE PEOPLE: The People of the State of California, by and through its attorney, concur in the entry of plea as stated in this document, and stipulate that there is a factual basis for the plea.

3-17-2004
Date

Approved By

SKA
Deputy-Assistant District Attorney

INTERPRETER'S STATEMENT (If Applicable)

I, _____, having been duly sworn, truly translated this document to the defendant in the _____ language. The defendant indicated that (s)he understood the contents of the document, and (s)he then initialed the document.

Date

Court Interpreter

COURT'S FINDING AND ORDER

The Court, having reviewed this document, and having questioned the defendant concerning his or her constitutional rights and understanding of this document, finds that the defendant has expressly, explicitly, knowingly, understandingly, and intelligently waived his or her constitutional rights. The Court finds that the defendant's plea and admission(s) are freely and voluntarily made with an understanding of the nature and consequences thereof, and that there is a factual basis for the plea and admission(s). The Court accepts the defendant's plea, and admission of other conviction(s) and special punishment allegation(s), if any, and finds the defendant is convicted on his or her plea.

The Court orders this document filed and incorporated in the docket, by reference, as though fully set forth therein.

3/17/04
Date

[Signature]
Judge of the Above-Entitled Court

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

PRELIMINARY HEARING

Date: 03/17/04 Time: 8:00 am Dept/Div: 7

=====

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable Judge DOUGLAS C. PHIMISTER presiding
Clerk: D. Stump
Court Reporter C Ellering
Bailiff Odlin

Deputy District Attorney J Alexander present.
Defendant is represented by Peter Tiemann- Retained.
Defendant is present IN CUSTODY.

Deft advised of his/her right to a jury or court trial, right to
have his/her attorney cross-examine any witnesses that may be
called to testify
against him/her, the right of the court to compel witnesses to
testify on their behalf, and the right to remain silent.
Defendant understands these rights and waives same
Defendant understands these rights and waives same
Defendant waives rights to Preliminary Hearing. DA and Court
consent to waiver.
Defendant waives constitutional rights.
Defendant requests, and is granted permission to withdraw
previously entered NOT GUILTY plea and pleads guilty.

Defendant advised of maximum/minimum penalty.
Defendant advised that he/she would be subject to a Restitution
Fine pursuant to 1202.4 PC in an amount between \$200.00 to
\$10,000.
Defendant further advised of restitution fine pursuant to
Section 1202.45 PC.
Defendant is advised of mandatory fines.
Defendant advised that he/she may be subject to pay restitution
in addition to any restitution fine that the Court may impose.
Advised of Parole Rights.
Defendant advised that he/she may be subject to pay a fine in
addition to any restitution fine the Court may impose.
Defendant advised that if he/she pleads guilty or is found
guilty, he/she could be deported if alien
Defendant advised that if he/she pleads guilty or is found
guilty, his/her probation or parole could be revoked.

Counsel stipulate that there is a factual basis for the plea and
admission.

3/17/04

Page: 2

Case Number : P04CRF0087 People vs. TIMOTHY WELLS
=====

SEE WRITTEN WAIVERS INCORPORATED HEREIN BY REFERENCE.

PLEA

Defendant pleads Nolo Contendere to Count(s) 1 2 3.

COUNT 1: F261.5(C) PC FELONY

COUNT 2: F261.5(C) PC FELONY

COUNT 3: F261.5(C) PC FELONY

The Court finds that there is a factual basis for the entry of the plea and that the plea is freely and voluntarily made. Court finds plea/admission is free & voluntary; deft knows & understands constitutional rights, nature of charges and consequences of his/her plea.

Defendant advised that he/she had the right to be sentenced not less than six (6) hours nor more than five (5) days.

Formal arraignment for and time of sentencing waived.

Defendant requests immediate sentence.

No legal cause why judgment should not now be pronounced.

Defendant waives probation referral.

IT IS HEREBY ORDERED the imposition of sentence is suspended.

For the Count(s): 1 2 3

Formal probation granted for a period of 36 months under the following terms and conditions:

01) Obey all Laws.

02) Report to the El Dorado County Probation Department as directed.

03) Obey all orders, regulations and directions of the Court,
--- Probation Officer, Law Enforcement, and Jail.

04) Do not leave State without written consent of Probation Officer.

05) Seek and Maintain employment and notify Probation Officer of any
--- change in employment status.

06) Notify Probation Officer immediately of any change in residence
--- address.

07) Allow Probation Officer to visit your home and place of
--- employment at reasonable times; all gates shall remain unlocked,
--- all animals to be contained.

08) Not own or have possession custody or control of any firearm,
--- dangerous or deadly weapon, or ammunition.

09) Serve 210 in EDC Jail, less 39 actual days srvd, plus 18 days
--- conduct credits, for a total of 57 served pending these
--- proceedings.

Home Electronic Monitoring approved by Court.

Alternative Sentencing o.k.

Work Program approved by Court.

10) Pay restitution in an amount/manner to be determined/recommended
--- by PO and ordered by Court after due notice and opportunity to
--- be heard.

3/17/04

Page: 3

Case Number : P04CRF0087 People vs. TIMOTHY WELLS
=====

- 11) Not to annoy, harass, threaten or have any contact with LANA
--- PETERSON (ANTONELLI).
- 11) Not to annoy, harass, threaten or have any contact with BARRY
--- PETERSON.
- 11) Not to annoy, harass, threaten or have any contact with BRITTANY
--- ANTONELLI.

COURT ORDERS:
WITH SUCCESSFUL COMPLETION OF PROBATION
COURT WOULD CONSIDER 17(B) PC MOTION

WITH THE FOLLOWING SPECIAL CONDITIONS, DEFENDANT SHALL:
NOT TO BE ALONE WITH ANY PERSON UNDER
AGE OF 18 WITHOUT A RESPONSIBLE ADULT
PRESENT (EXCLUDING FAMILY MEMBERS)

Deft is ordered to submit to mandatory testing for AIDS pursuant
to PC 1202.1

On motion of the District Attorney, Count(s) 4 5 6 7 8 is/are
dismissed.

THE COURT FURTHER ORDERS, DEFENDANT SHALL:
Pay the \$35.00 installment fee for collection of fines/fees as
directed by the Probation Officer (1205 PC)
Pay a 10% administrative collection fee for restitution
(1203.1(1) PC).
Defendant is ordered to pay a restitution fee in the amount of
\$200.00 pursuant to 1202.4 PC.
Pay the cost of probation supervision in an amount and manner to
be determined by the Probation Officer, not to exceed \$20.00 per
month. (1203.1b PC)
Pay a fee for processing any transfer request under 1203.9 PC or
11175 through 11179 PC.
PAY COURT SECURITY ASSESSMT \$20

Defendant advised of Appeal Rights..
Defendant Waives Appeal Rights.

Defendant thumbprinted pursuant to 992 PC.

Prohibited Persons Notice Form and Power of Attorney for
Firearms and Disposal provided to Defendant

Released on Probation

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
===== MINUTE ORDER END =====

Dispo

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO

THE PEOPLE OF THE STATE OF CALIFORNIA,

vs.

CASE NO: 204CRF0087
 DATE: 3-17-04
 DEPT: 7
 JUDGE: Shimister
 JA: D. SPB
 REPORTER: Ellerby
 DDA: Alexander
 ATTY: Tismann

Timothy Wells Defendant //**MINUTE ORDER AND ORDER OF PROBATION** ☒ **FORMAL** ☐ **SUMMARY**☒ Defendant present ☒ In custody ☐ Defendant not present ☐ 977 PC waiver on file/by counsel

THE ABOVE-NAMED DEFENDANT was convicted by his/her plea of ☐ Guilty ☒ Nolo Contendere; by the ☒ Court by ☐ Jury Verdict of the crime(s) of violation of Section(s) 261.51a) PC 13.55 and this time was fixed for hearing the application for probation. ☐ The Court has read and considered the report of the Probation Officer. ☒ The Defendant has waived the Probation Officer's Report.

☒ The Defendant waives formal arraignment and through counsel states there is no legal cause why judgement should not be pronounced.☒ Imposition of sentence is ordered suspended.

IT IS HEREBY ORDERED the imposition of sentence is suspended and said Defendant is granted probation for a term of three 3 years under the following GENERAL TERMS AND CONDITIONS:

1. Violate no laws.
2. Report to the El Dorado County Probation Department no later than the Monday following ☐ this hearing ☒ your release from custody, and report thereafter as directed by the Probation Officer.
3. Obey all orders, regulations and directions of the Court, Probation Officer, Law Enforcement, and Jail.
4. Do not leave the State without the written consent of the Probation Officer.
5. Seek and maintain regular employment or be enrolled in an educational or vocational program
6. Maintain a residence as approved by the Probation Officer; report any change prior to moving.
7. Allow Probation Officers to visit your home and place of employment at reasonable times; all gates shall remain unlocked at these times; all animals shall be restrained or contained.
8. Do not possess or control any firearm, dangerous or deadly weapon, or ammunition.

WITH THE FOLLOWING SPECIAL CONDITIONS, DEFENDANT SHALL:

Court

Ordered

- ☒ 1. Serve 210 Days in the El Dorado County Jail, less 39 actual days served, plus 18 days conduct credit, for a total of 57 days served pending these proceedings, and when released: ☐ Sentence is ordered stayed until
☐ Straight Time Only ☒ HEMP ☒ Alternative Sentencing authorized by Court, if approved by jail ☒ Work program/project
☐ Weekends commencing:

- ☐ 2. Pay a \$ fine ☐ plus \$ penalty assessment ☐ penalty assessment included, as directed by the Probation Officer.
☐ 3. Pay restitution in the amount of \$ ☐ as directed by the Probation Officer ☐ to the Department of Social Services.
☒ 4. Pay restitution in an amount and manner to be determined and recommended by the Probation Officer and ordered by the Court after due notice and opportunity to be heard.
☐ 5. Totally abstain from the possession, use or involvement with alcoholic beverages and shall not frequent places where alcohol is the chief item of sale.
☐ 6. Totally abstain from the possession, use or involvement with restricted dangerous drugs or narcotics of any kind, including marijuana.
☐ 7. Submit to chemical test of his/her blood, breath or urine as directed by the Probation Officer or any law enforcement officer.
☐ 8. Submit his/her person, residence, vehicle, business and other property under probationer's control to search and seizure, at any time of the day or night, with or without cause, notice, consent or a search warrant, by any Probation Officer or any law enforcement officer.
☐ 9. Participate in ☐ psychological program ☐ substance abuse counseling ☐ batterer's treatment program (1203.097 PC) ☐ TRAC I ☐ TRAC II ☐ as directed by the Probation Officer.
☐ 10. Register pursuant to: ☐ 11590 H&S ☐ 290 PC ☐ 457.1(b) PC.
☐ 11. Defendant's license is ordered for a period of year(s); and Defendant shall not operate a motor vehicle until his/her driving license has been reinstated and Defendant is properly insured. Brittany Antonelli
☐ 12. Defendant shall install and maintain an ignition interlock device (23235 VC).
☒ 13. Do not annoy, harass, threaten, or have any contact with Lana Peterson, Barry Peterson
☒ 14. Counts/Allegations/Enhancements 4, 5, 6 are ordered dismissed.
☐ 15. Bail is ordered exonerated

THE COURT FURTHER ORDERS, DEFENDANT SHALL:

- ☒ 16. Pay the \$35.00 installment fee for collection of fines and fees as directed by the Probation Officer (1205 PC).
☒ 17. Pay a 10% administrative collection fee for restitution (1203.1(i) PC).
☒ 18. Pay \$ 200 restitution fine as directed by the Probation Officer (1202.4 PC).
☒ 19. Pay \$ criminal laboratory analysis fee (11372.5 H&S); pay \$ drug education program fee (11372.7 H&S), including penalty assessments per 1404 PC and 76000 GC.
☒ 20. Pay the cost of the probation report in the amount of \$460.00 and the cost of probation supervision in an amount and manner to be determined

- by the probation officer, not to exceed \$500 per month.
- ☒ 21. Pay a fee for processing any transfer request under 1203.5 PC or 11175 through 11179 PC.
 - ☐ 22. Pay a \$ _____ booking fee to _____ Department.
 - ☒ 23. Pay the costs of chemical urinalysis testing as directed by the Probation Officer (1203.1ab PC). * Def not to be alone with any person under age of 18 unless responsible adult present excluding family member
 - ☒ 24. \$20 Court Security fee

DONE IN OPEN COURT THIS 11th DAY OF March, 2004

[Signature] Judge of the Superior Court

I hereby acknowledge receipt of a copy of the Court's Order and I agree to comply with the terms and conditions set forth herein. I understand any violation of this Order of Probation may cause the Court to revoke and terminate my probation and impose an appropriate sentence. I agree to waive extradition for any probation revocation proceedings which occur in reference to probation herein granted.

Dated: 3/17/04 [Signature] DEFENDANT

4707 Marshall Grade RD. Garden Valley CA 95633

(P.O. Box / Street) (City) (State) (Zip)

DOB: 12/10/69

(Telephone) _____

[Rev. 2/00] Routing: Original-Court Defendant ☒ Probation ☐ D.A. ☐ Public Defender ☐ Jail ☒ Atty TIEMANN

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

PRE-PRELIMINARY HEARING

Date: 03/15/04 Time: 8:00 am Dept/Div: 7

=====

Charges: 1) 261.5(C) PC-F A, 2) 261.5(C) PC-F A, 3) 261.5(C) PC-F A
4) 288A(B)(1) PC-F A, 5) 288A(B)(1) PC-F A, 6) 288A(B)(1) PC-F A
--- MORE CHARGES for this Case/defendant ---

Honorable Judge DOUGLAS C. PHIMISTER presiding
Clerk: D. Stump
Court Reporter B Soroka
Bailiff Odlin

Deputy District Attorney S Obrien present.
Defendant is represented by Peter Tiemann- Retained.
Defendant is present IN CUSTODY.

Previously set Preliminary Hearing is confirmed.

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.
Bail to remain as previously set.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
===== MINUTE ORDER END =====

Dispo

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

PRE-PRELIMINARY HEARING

Date: 02/23/04 Time: 8:00 am Dept/Div: 7

=====

Charges: 1) 261.5(C) PC-F A, 2) 261.5(C) PC-F A, 3) 261.5(C) PC-F A
4) 288A(B)(1) PC-F A, 5) 288A(B)(1) PC-F A, 6) 288A(B)(1) PC-F A
--- MORE CHARGES for this Case/defendant ---

Honorable Judge DOUGLAS C. PHIMISTER presiding
Clerk: D. Stump
Court Reporter S Stromberg
Bailiff Odlin

Deputy District Attorney C Newton present.
Defendant is represented by Peter Tiemann- Retained.
Defendant is present IN CUSTODY.

Oral motion on behalf of Defense RE: request to reduce Bail.

Motion is DENIED.

HEARINGS

Pre-Preliminary Hearing set for 03/15/2004 at 8:00 in
Department 7.

Preliminary Hearing set for 03/17/2004 at 8:00 in Department 7.

Time is Waived.

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.
Bail to remain as previously set.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
===== MINUTE ORDER END =====

Dispo

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

PRE-PRELIMINARY HEARING

Date: 02/18/04 Time: 1:00 pm Dept/Div: 7

=====

Charges: 1) 261.5(C) PC-F A, 2) 261.5(C) PC-F A, 3) 261.5(C) PC-F A
4) 288A(B)(1) PC-F A, 5) 288A(B)(1) PC-F A, 6) 288A(B)(1) PC-F A
--- MORE CHARGES for this Case/defendant ---

Honorable Judge DOUGLAS C. PHIMISTER presiding
Clerk: D. Stump
Court Reporter C Ellering
Bailiff Odlin

Deputy District Attorney C Newton present.
Special Appearance made by Don Heape.
Defendant is present IN CUSTODY.

Oral motion on behalf of Defense RE: request to reduce Bail.

Motion is DENIED.

HEARINGS

Pre-Preliminary Hearing set for 02/23/2004 at 8:00 in
Department 7.

Time is Waived.

CUSTODY STATUS

Remains remanded to the custody of the Sheriff.
Bail to remain as previously set.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
===== MINUTE ORDER END =====

Dispo

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

EX-PARTE HEARING RE: Amended Minute Order

Date: 02/10/04 Time: 2:00 pm Dept/Div: 7

=====

Charges: 1) 261.5(C) PC-F A, 2) 261.5(C) PC-F A, 3) 261.5(C) PC-F A
4) 288A(B)(1) PC-F A, 5) 288A(B)(1) PC-F A, 6) 288A(B)(1) PC-F A
--- MORE CHARGES for this Case/defendant ---

Honorable Judge DOUGLAS C. PHIMISTER presiding
Clerk: DAROS

COURT ORDERS:

Through the jails clerical error - bail was set at
\$15000 instead of the true bail of \$250000
Court finds bail should be \$250000
Motion is GRANTED.

All conditions of 02/10/04 Minute Order remain
EXCEPT

Remanded to the custody of the Sheriff until next appearance.
BAIL SET AT \$250000 BASED ON PRIOR SETTING

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
===== MINUTE ORDER END =====

Dispo

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
2850 Fairlane Court
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

FELONY IN-CUSTODY ARRAIGNMENT

Date: 02/10/04 Time: 1:00 pm Dept/Div: 7

=====

Charges: 1) 261.5(C) PC-F A, 2) 261.5(C) PC-F A, 3) 261.5(C) PC-F A
4) 288A(B)(1) PC-F A, 5) 288A(B)(1) PC-F A, 6) 288A(B)(1) PC-F A
--- MORE CHARGES for this Case/defendant ---

Honorable Judge DOUGLAS C. PHIMISTER presiding
Clerk: DAROS
Court Reporter ELLERING #9190
Bailiff Odlin

Defendant is present IN CUSTODY.
Special Appearance made by Dain Weiner for Peter Tiemann.

Arraignment and advisal of Constitutional rights Waived.
Formal Reading of the Complaint Waived

PLEA
Defendant pleads NOT GUILTY to all counts.

HEARINGS
Pre-Preliminary Hearing set for 02/18/2004 at 13:00 in
Department 7.
Defendant waives time to the next hearing date.

CUSTODY STATUS
Remanded to the custody of the Sheriff until next appearance.
Bail to remain as previously set.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG
===== MINUTE ORDER END =====

Dispo

☒ Western Slope Dept. # _____
☐ South Lake Tahoe Dept. # _____

EL DORADO COUNTY SUPERIOR COURTS
STATE OF CALIFORNIA

ORDER, NOTICE, SENTENCE, COMMITMENT FORM

THE PEOPLE vs TIMOTHY JASON WELLS, Defendant

NEXT COURT APPEARANCE DATE: 2/18/04, DT

AT 1:00 A.M. (P.M.) CHARGES: F261.5(C) PC, F261.5(C) PC, F261.5(C) PC, F288a(b)(1) PC, F288a(b)(1) PC, F288a(b)(1) PC, F288a(b)(1) PC,

Defense Atty: _____ IN PRO PER

DA _____

Date 2/10/04

Judge PHINISTER

Clerk DARO

F261.5(C) PC, F288a(b)(1) PC
DMV SUPERCEDES ANY COURT ORDER

ORDER

Public Defender: APPLIED FOR / APPOINTED / DENIED

Conflict Attorney: APPOINTED: _____

Interpreter Appointed

Probation Report Ordered for: J&S / Bail Review

Other: _____

For:

☐ Arraignment in Superior

☐ Continued arraignment

☒ Pre Prelim Conference

☐ Pretrial Conference

☐ Court Trial

☒ Not Guilty

☒ Time: Not Waived / Waived

☐ Motion:

☐ Order to Show Cause

☐ Trial Setting Conference in Dept.

☐ Entry of Plea

☐ Written Waivers / Ret. by: after

☐ Preliminary Examination Court

☐ Readiness Conference

☐ Jury Trial:

☐ Guilty / No Contest by: Plea / Waiver / Verdict

☐ Admits VOP / DIV:

☐ Diversion Hearing / Review

☐ Case Dismissed

☐ Probation / Sentencing

CUSTODIAL STATUS

DEFENDANT BEING RELEASED ON HIS/HER OWN RECOGNIZANCE, AGREES:

(A) He / She will appear at all times and places as ordered by the Court or magistrate releasing him and as ordered by any Court in which, or any magistrate before whom, the charge is subsequently pending.

(B) If he / she fails to so appear and is apprehended outside the State of California, he / she waives extradition.

(C) Any Court or magistrate of competent jurisdiction may revoke the order of release and either return him / her to custody or require that he / she may give bail or other assurance of his / her appearance as provided in part 2, title 10, chapter 1 of the Penal Code.

☐ Order of Release on Probation

☐ Order of Release of Defendant on Own Recognizance

☐ Witnesses by: _____ Date: _____

☒ Remanded to custody of Sheriff until next appearance: ☐ Remand Forthwith

☒ Bail Amount: \$250,000 based on prior setting

☐ Remain at Liberty on Bail.

☐ Defendant ordered discharged.

☐ Bail Exonerated

☐ Refund cash bail.

COURT PROBATION ORDER

☐ SUMMARY COURT PROBATION

☐ PROBATION: as granted on _____

☐ MODIFIED: Original items in full force and effect except as amended herein this date.

☐ PROB / DIV REINSTATED: Original terms in full force except as amended herein this date.

☐ REVOKED: PROBATION / DIVERSION on: _____

☐ PROBATION / DIVERSION TERMINATED: SUCCESSFUL / UNSUCCESSFUL

☐ CRIMINAL PROCEEDINGS REINSTATED

☐ CHARGES DISMISSED and 1203.4 PC relief granted

FURTHER ORDERS AS FOLLOWS:

☐ Standard Terms

1. Obey all laws.

2. Report immediately to Probation Department / District Attorney / Family Support Division.

3. Follow all orders of Court / Probation Officer / District Attorney / Family Support Division. and report as directed.

4. Seek and Maintain employment and notify Probation Officer / District Attorney of any change in employment status.

5. Notify Court / Probation Officer / District Attorney immediately of any change in residence address.

☐ Although not a condition of Probation, it is Judgment and Order of this Court that the defendant pay (Court appointed Atty.) (Public Defender) costs of: \$ _____ payable to El Dorado County Counsel / Court within: _____ days.

TO THE SHERIFF: The foregoing copy of judgment in the above entitled action is your authority for the execution herein.

SENTENCE

☐ Not to operate a motor vehicle without a valid driver's license and automobile insurance.

☐ Not to operate a motor vehicle with any measurable amount of alcohol.

☐ Submit to a chemical test of blood, breath or urine upon request of any peace officer.

☐ Submit to alcohol and field sobriety tests.

☐ Not to frequent places where alcohol is chief product of sale.

☐ Not to consume, have in your possession or control any alcohol.

☐ Drivers license restricted/suspended/revoked for

for _____ from _____

☐ To and from work. ☐ During course of employment.

☐ To and from alcohol treatment sessions.

☐ IID By: _____ with proof to court.

☐ Wet Reckless Enroll by _____

☐ Trac 1-3 month Enroll by _____ Complete by _____

☐ Trac 1-6 month Enroll by _____ Complete by _____

☐ Trac II Enroll by _____ Complete by _____

☐ Fine: Pay a Fine of _____ \$ _____ or appear Including Penalty Assessment

☐ Admin Fee: _____ \$ _____

☐ Booking Fee: _____ \$ _____

☐ Restitution: Misd/Fel. _____ \$ _____

☐ Total Due: _____ \$ _____ or appear

☐ Fine to be paid on or before _____ or appear

☐ Payable at \$ _____ per month beg. _____ or appear

☐ In lieu of Fine: Comm. Ser. / Jail

☐ Contact Community Service / Counseling by _____

☐ _____ Hrs. to be completed by _____ or appear

☐ Other: _____

Enroll/Complete By: _____

JAIL RESTITUTION

☐ Serve _____ days/hrs. in the El Dorado County Jail.

☐ Concurrent ☐ Consecutive ☐ Forthwith

☐ Case No.: _____

☐ With CTS _____ days/hrs.

Contact Jail by _____ / next business day.

☐ Stay of execution: _____ at _____ a.m./p.m.

☐ Sheriff Work Program ☐ Straight Time Only

☐ Weekends commencing: _____

☐ Home Electronic Monitoring Program

☐ Out of County ☐ Alternative Sentencing OK

☐ Restitution in the amount to be determined by Prob. Dept./Victim witness

☐ Payable to Prob. Dept. / Court

\$ _____ per month beg. _____ total: _____

☐ Payable directly to _____ with proof to the court by: _____

☐ Submit to search and seizure of person, residence, vehicle, business & property anytime, day or night with / without a search warrant.

☐ Object: _____

I hereby acknowledge receipt of a copy of this Probation Order and I accept probation on the terms stated herein.

Dated: _____ Date of Birth: _____

Defendant Signature _____

Residence: _____

Mailing Address (if different): _____

☐ Not annoy, harass, threaten or have any contact with

☐ Not own or have possession, custody or control of any

☐ Not maintain any checking account or have any checks or credit cards in possession or under control or custody.

☐ Destroy Weapon / Evidence

☐ Return Weapon / Evidence to: _____

☐ Register address 290 P.C. 11590 H&S 457.1(b)P.C.

☐ Defendant advised of Code requirements

☐ Other: _____

T D.A. D.A./FS P.D. JAIL PROB. CO. COUNSEL OFFICER ATTY. DEF. PROG. CHP POLICE V.W. INTER. REPTR.
VC-101 (REV 12/02)

EL DORADO COUNTY SUPERIOR COURT
STATE OF CALIFORNIACase No. P04CRE0087Reporter E. Waring

Interpreter _____

ORDER, NOTICE, SENTENCE, COMMITMENT FORM

THE PEOPLE vs TIMOTHY JASON WELLS, DefendantNEXT COURT APPEARANCE DATE: 2/18/04, D7 P/NPAT 1:00 A.M. (P.M.) CHARGES: F261.5(c) PC, F288a(b)(1) PC, F288a(b)(1) PC, F261.5(c) PC, F288a(b)(1) PC VCDefense Attorney: SAP Dain Wilcher IN PRO PER For Peter Tilmann DMV SUPERCEDES ANY COURT ORDER

ORDER

Public Defender: APPLIED FOR / APPOINTED / DENIED

Conflict Attorney: APPOINTED: _____

Interpreter Appointed _____ Probation Report Ordered for: J&S / Bail Review

Other: _____

For:

- ☐ Arraignment in Superior
☐ Continued arraignment
☒ Prelim Conference
☐ Pretrial Conference
☐ Court Trial

☐ Not Guilty☒ Time: Not Waived / Waived next hrg☐ Motion:☐ Order to Show Cause☐ Trial Setting Conference in Dept.☐ Entry of Plea☐ Written Waivers / Ret. by: _____☐ Preliminary Examination _____☐ Readiness Conference☐ Jury Trial: _____☐ Guilty / No Contest by: Plea / Waiver / Verdict☐ Admits VOP / DIV: _____☐ Diversion Hearing / Review☐ Case Dismissed☐ Probation / Sentencing

CUSTODIAL STATUS

DEFENDANT BEING RELEASED ON HIS/HER OWN RECOGNIZANCE, AGREES:

(A) He / She will appear at all times and places as ordered by the Court or magistrate releasing him and as ordered by any Court in which, or any magistrate before whom, the charge is subsequently pending.

(B) If he / she fails to so appear and is apprehended outside the State of California, he / she waives extradition.

(C) Any Court or magistrate of competent jurisdiction may revoke the order of release and either return him / her to custody or require that he / she may give bail or other assurance of his / her appearance as provided in part 2, title 10, chapter 1 of the Penal Code.

☐ Order of Release on Probation☐ Order of Release of Defendant on Own Recognizance☐ Witnesses by: _____ Date: _____, Defendant☒ Remanded to custody of Sheriff until next appearance: ☐ Remand Forthwith☒ Bail Amount: As prev set☐ Remain at Liberty on Bail.☐ Bail Exonerated☐ Defendant ordered discharged.☐ Refund cash bail:

COURT PROBATION ORDER

☐ SUMMARY COURT PROBATION _____☐ PROBATION: as granted on _____☐ MODIFIED: Original terms in full force and effect except as amended herein this date.☐ PROB / DIV REINSTATED: Original terms in full force except as amended herein this date.☐ REVOKED: PROBATION / DIVERSION on: _____☐ PROBATION / DIVERSION TERMINATED: SUCCESSFUL / UNSUCCESSFUL☐ CRIMINAL PROCEEDINGS REINSTATED☐ CHARGES DISMISSED and 1203.4 PC relief granted

FURTHER ORDERS AS FOLLOWS:

☐ Standard Terms

- Obey all laws.
- Report immediately to Probation Department / District Attorney / Family Support Division.
- Follow all orders of Court / Probation Officer / District Attorney / Family Support Division, and report as directed.
- Seek and Maintain employment and notify Probation Officer / District Attorney of any change in employment status.
- Notify Court / Probation Officer / District Attorney immediately of any change in residence address.

☐ Although not a condition of Probation, it is Judgment and Order of this Court that the defendant pay (Court appointed Atty.) (Public Defender) costs of: \$ _____ payable to El Dorado County Counsel / Court within: _____ days.

TO THE SHERIFF: The foregoing copy of judgment in the above entitled action is your authority for the execution herein.

DA _____

Date 2/10/04Judge PHINISTERClerk DARW

SENTENCE

☐ Not to operate a motor vehicle without a valid driver's license and automobile insurance.☐ Not to operate a motor vehicle with any measurable amount of alcohol.☐ Submit to a chemical test of blood, breath or urine upon request of any peace officer.☐ Submit to alcohol and field sobriety tests.☐ Not to frequent places where alcohol is chief product of sale.☐ Not to consume, have in your possession or control any alcohol.☐ Drivers license restricted/suspended/revoked for

for _____ from _____

☐ To and from work. ☐ During course of employment.☐ To and from alcohol treatment sessions.☐ IID By: _____ with proof to court.☐ Wet Reckless Enroll by _____☐ Trac 1-3 month Enroll by _____ Complete by _____☐ Trac 1-6 month Enroll by _____ Complete by _____☐ Trac II Enroll by _____ Complete by _____☐ Fine: Pay a Fine of: \$ _____ or appear Including Penalty Assessment☐ Admin Fee: \$ _____☐ Booking Fee: \$ _____☐ Restitution: Misd/Fel. \$ _____☐ Total Due: \$ _____ or appear☐ Fine to be paid on or before _____ or appear☐ Payable at \$ _____ per month beg. _____ or appear☐ In lieu of Fine: Comm. Ser. / Jail☐ Contact Community Service / Counseling by _____☐ _____ Hrs. to be completed by _____ or appear☐ Other: _____

Enroll/Complete By: _____

JAIL RESTITUTION

☐ Serve _____ days/hrs. in the El Dorado County Jail.☐ Concurrent ☐ Consecutive ☐ Forthwith☐ Case No.: _____☐ With CTS _____ days/hrs.

Contact Jail by _____ / next business day.

☐ Stay of execution: _____ at _____ a.m./p.m.☐ Sheriff Work Program ☐ Straight Time Only☐ Weekends commencing: _____☐ Home Electronic Monitoring Program☐ Out of County ☐ Alternative Sentencing OK☐ Restitution in the amount to be determined by Prob. Dept./Victim witness☐ Payable to Prob. Dept. / Court

\$ _____ per month beg. _____ total: _____

☐ Payable directly to _____

with proof to the court by: _____

☐ Submit to search and seizure of person, residence, vehicle, business & property anytime, day or night with / without a search warrant.☐ Object: _____

Defendant Signature _____

Residence: _____

Mailing Address (if different): _____

- ☐ Not maintain any checking account or have any checks or credit cards in possession or under control or custody.
- ☐ Destroy Weapon / Evidence
- ☐ Return Weapon / Evidence to: _____
- ☐ Register address 290 P.C. 11590 H&S 457.1(b)P.C.
- ☐ Defendant advised of Code requirements
- ☐ Other: _____

ENET D.A. D.A./FS P.D. JAIL PROB. CO. COUNSEL OFFICER ATTY. DEF. PROG. CHP POLICE V.W. INTER. REPTR.
Form #MC-10 (REV 12/02)

SUPERIOR COURT OF CALIFORNIA, COUNTY OF EL DORADO
495 Main Street
Placerville, CA 95667

People of the State of California
VS.
TIMOTHY JASON WELLS

Case No: P04CRF0087

MINUTE ORDER

=====

VOP-FURTHER PROCEEDINGS

Date: 10/07/05 Time: 1:30 pm Dept/Div: 1

=====

Charges: 1) 261.5(C) PC-F C, 2) 261.5(C) PC-F C, 3) 261.5(C) PC-F C
4) 288A(B)(1) PC-F D, 5) 288A(B)(1) PC-F D, 6) 288A(B)(1) PC-F D
--- MORE CHARGES for this Case/defendant ---

Honorable JUDGE DANIEL B. PROUD presiding
Clerk: L. CLARK
Court Reporter J. Bowker
Bailiff C. KELLY

Deputy District Attorney WM. HOULE present.
Defendant is represented by Carter Vest - Retained.
Defendant is present IN CUSTODY.

AGREEMENT AS SET FORTH ON THE RECORD

Defendant requests, and is granted permission to withdraw
previously entered NOT GUILTY plea and pleads guilty.
against him/her, the right of the court to compel witnesses to
testify on their behalf, and the right to remain silent.
Defendant understands these rights and waives same
Counsel joins in waivers.

Defendant is advised of mandatory fines.
Defendant advised of maximum/minimum penalty.

PLEA

Defendant ADMITS Violation of Probation
AS TO SPECIAL ALLEGATIONS

Court accepts plea/admission to probation violation.
Court finds plea/admission is free & voluntary; deft knows &
understands constitutional rights, nature of charges and
consequences of his/her plea.
The Court finds that there is a factual basis for the entry of
the plea and that the plea is freely and voluntarily made.
Formal arraignment for and time of sentencing waived.
No legal cause why judgment should not now be pronounced.

For all charges:

SENTENCE

Probation is ordered Reinstated and continued.
14) Defendant committed to the custody of the County Sheriff for a
--- period of 90 days.
Credit for ANY time served.

10/12/05

Page: 2

Case Number : P04CRF0087 People vs. TIMOTHY WELLS
=====

Sentence to run CONCURRENT to case P05CRM0637.

Probation is ordered Continued. Original items in full force and effect.

CUSTODY STATUS

Released on Probation

No further appearance scheduled.

CC:DA PD DEF JAIL PROB DCSS ATTY INT POLICE SHERIFF CHP PROG

=====MINUTE ORDER END=====

Dispo